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# JOURNAL

OF

# THE SENATE

OF THE

# GENERAL ASSEMBLY

OF THE

## STATE OF NORTH CAROLINA.

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SESSION 1909.

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RALEIGH:
E. M. UZZELL & CO., STATE PRINTERS AND BINDERS.
1909.

# OFFICERS AND MEMBERS

OF THE

# SENATE OF NORTH CAROLINA.

## SESSION 1909.

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WM. C. NEWLAND, PRESIDENT ..... Lenoir.
A. J. MAXWELL, PRINCIPAL CLERK ..... Dover.
STACY W. WADE, ASSISTANT TO PRINCIPAL CLERK ..... Morehead City.
OTIS SELF, ASSISTANT TO PRINCIPAL CLERK ..... Webster.
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MARK SQUIRES, READING CLERK ..... Lenoir.
R. N. STALEY, DOORKEEPER ..... Wilkesboro.
NICHOLAS DEBOY, ASSISTANT DOORKEEPER ..... Raleigh.
W. E. HOOKS, ENGROSSING CLERK ..... Ayden.

| DISTRICT. | NAME OF SENATOR. | POST OFFICE. |
|---|---|---|
| 1 | E. R. Johnson | Elizabeth City. |
| 1 | A. P. Godwin | Gatesville. |
| 2 | V. B. Martin | Williamston. |
| 2 | F. P. Latham | Washington. |
| 3 | B. S. Gay | Jackson. |
| 4 | E. L. Travis | Halifax. |
| 5 | L. V. Bassett | Rocky Mount. |
| 6 | A. L. Blow | Greenville. |
| 7 | Ben. T. Holden | Louisburg. |
| 7 | J. D. Dawes | Elm City. |
| 8 | Y. T. Ormond | Kinston. |
| 8 | J. W. Burton | Jacksonville. |
| 9 | J. L. Barham | Goldsboro. |
| 10 | Edmund A. Hawes, Jr. | Atkinson. |
| 11 | B. G. Empie | Wilmington. |
| 12 | O. L. Clark | Clarkton. |
| 13 | D. P. Shaw | Lumberton. |
| 14 | Q. K. Nimocks | Fayetteville. |
| 15 | J. O. Matthews | Ingold. |
| 15 | W. G. Turner | Dunn. |
| 16 | W. B. Jones | Raleigh. |
| 17 | H. T. Powell | Henderson. |
| 18 | J. A. Long | Roxboro. |
| 19 | J. L. Scott, Jr. | Graham. |
| 19 | J. S. Manning | Durham. |
| 20 | W. B. Wray | Reidsville. |
| 21 | J. A. Barringer | Greensboro. |
| 22 | A. S. Dockery | Rockingham. |
| 22 | Jonathan Peele | Laurinburg. |
| 23 | J. A. Spence | Asheboro. |
| 24 | J. A. Lockhart | Wadesboro. |
| 24 | G. Foster Hankins | Lexington. |
| 25 | H. N. Pharr | Charlotte. |
| 25 | Paul B. Means | Concord. |
| 26 | Whitehead Kluttz | Salisbury. |
| 27 | H. R. Starbuck | Winston-Salem. |
| 28 | John M. Reynolds, R. F. D. No. 3 | Madison. |
| 29 | William M. Lee | Summit. |
| 30 | Z. V. Long | Statesville. |
| 31 | J. D. Elliott | Hickory. |
| 32 | W. T. Love | Gastonia. |
| 33 | McD. Ray | Hendersonville. |
| 33 | John C. Mills | Rutherfordton. |
| 34 | J. C. Sherrill | Lenoir. |
| 34 | Samuel A. McCall | Gibbs. |
| 35 | R. L. Doughton | Laurel Springs. |
| 36 | J. F. Tilson, R. F. D., No. 2 | Marshall. |
| 37 | J. J. Britt | Asheville. |
| 38 | A. M. Fry | Bryson City. |
| 39 | W. J. West | Franklin. |

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# SENATE JOURNAL.

## SESSION 1909.

### FIRST DAY.

SENATE CHAMBER, January 6, 1909.

In accordance with law, the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber, in the city of Raleigh.

Honorable Francis D. Winston, Lieutenant Governor and President of the Senate, calls the Senate to order.

Prayer is offered by the Rev. Dr. T. N. Ivey.

The following Senators-elect appear with the proper certificates of election, and take and subscribe to the prescribed oath of office:

*First District*—E. R. Johnson and A. Pilston Godwin.
*Second District*—F. P. Latham and Van B. Martin.
*Third District*—
*Fourth District*—
*Fifth District*—L. V. Bassett.
*Sixth District*—Alex. L. Blow.
*Seventh District*—Ben. T. Holden and John D. Dawes.
*Eighth District*—Yancey T. Ormond and John W. Burton.
*Ninth District*—J. Langham Barham.
*Tenth District*—
*Eleventh District*—B. G. Empie.
*Twelfth District*—O. L. Clark.
*Thirteenth District*—D. P. Shaw.
*Fourteenth District*—Q. K. Nimocks.
*Fifteenth District*—James O. Matthews and W. G. Turner.
*Sixteenth District*—William B. Jones.
*Seventeenth District*—Henry T. Powell.
*Eighteenth District*—J. A. Long.
*Nineteenth District*—J. S. Manning and J. L. Scott, Jr.
*Twentieth District*—W. B. Wray.
*Twenty-first District*—
*Twenty-second District*—A. S. Dockery and Jonathan Peele.
*Twenty-third District*—
*Twenty-fourth District*—James A. Lockhart and G. F. Hankins.
*Twenty-fifth District*—Paul B. Means and H. N. Pharr.
*Twenty-sixth District*—Whitehead Kluttz.

*Twenty-seventh District*—H. R. Starbuck.
*Twenty-eighth District*—J. M. Reynolds.
*Twenty-ninth District*—W. M. Lee.
*Thirtieth District*—Zeb. V. Long.
*Thirty-first District*—J. D. Elliott.
*Thirty-second District*—W. T. Love.
*Thirty-third District*—John C. Mills and McD. Ray.
*Thirty-fourth District*—J. Caswell Sherrill and S. A. McCall.
*Thirty-fifth District*—R. L. Doughton.
*Thirty-sixth District*—J. Frank Tilson.
*Thirty-seventh District*—James J. Britt.
*Thirty-eighth District*—A. M. Fry.
*Thirty-ninth District*—W. J. West.

ELECTION OF OFFICERS.

It appearing that a quorum of all the Senators are present, the Senate is declared ready to proceed with the election of officers of the Senate.

For Principal Clerk of the Senate, Senator Pharr nominates Mr. A. J. Maxwell, of the county of Craven.

The President appointed Senators Mills and Sherrill as tellers.

The tellers report that the following Senators have voted for Mr. Maxwell: Senators Barham, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Holden, Jones, Johnson, Kluttz, Latham, Lee, Love, Long of Iredell, Long of Person, Lockhart, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Powell, Pharr, Ray of Henderson, Reynolds, Scott, Shaw, Sherrill, Starbuck, Wray of Rockingham—41.

For Reading Clerk, Senator Barringer nominates Mr. Mark Squires, of Caldwell County.

The tellers report that the following Senators have voted for Mr. Squires: Senators Barham, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Holden, Jones, Johnson, Kluttz, Latham, Lee, Love, Long of Iredell, Long of Person, Lockhart, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Powell, Pharr, Ray of Henderson, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson—41.

For Doorkeeper, Senator Means nominates Mr. R. M. Staley, of Wilkes County.

The tellers report that the following Senators have voted for Mr. Staley: Senators Barham, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Holden, Jones, Johnson, Kluttz, Latham, Lee, Long of Iredell, Long of Person, Love, Lockhart, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Powell, Pharr, Ray of Henderson, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson—41.

For Assistant Doorkeeper, Senator Powell nominates Mr. Nicholas DeBoy, of Wake County.

The tellers report that the following Senators have voted for Mr. DeBoy: Senators Barham, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Holden, Jones, Johnson, Kluttz, Latham, Lee, Love, Long of Iredell, Long of Person, Lockhart, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Powell, Pharr, Ray of Henderson, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson—41.

For Engrossing Clerk, Senator Blow, of Pitt, nominates Mr. W. E. Hooks, of Pitt County.

The tellers report that the following Senators have voted for Mr. Hooks: Senators Barham, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Holden, Jones, Johnson, Kluttz, Latham, Lee, Love, Long of Iredell, Long of Person, Lockhart, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Powell, Pharr, Ray of Henderson, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson—41.

The several officers-elect present themselves and take the oath of office.

For President *pro tempore* of the Senate, Senator Long of Iredell, places in nomination Senator Whitehead Kluttz. Senator Starbuck nominates Senator James J. Britt.

The tellers report that the following Senators have voted for Senator Kluttz: Senators Barham, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Latham, Love, Long of Iredell, Long of Person, Lockhart, Manning, Martin, Means, Mills, Nimocks, Ormond, Powell, Ray of Henderson, Scott, Shaw—31.

The tellers report that the following Senators voted for Senator Britt: Senators Matthews, Reynolds, Sherrill, Spencer, Starbuck, Tilson, West, and Wray of Rockingham—9.

The President declares that Senator Kluttz having received a majority of the votes cast is duly elected President *pro tem.* of the Senate.

Announcement is made of appointments as follows:

Assistant Principal Clerks: Stacey W. Wade, Carteret County; W. T. Smith, Wake County; Otis Self, Jackson County.

Laborers: J. A. Bush, Stationery Clerk; C. A. Pegram, N. Phillips, A. T. Bush, James Rimmer, John A. Fox, J. J. Lewis, J. R. Buie, M. A. Schank, David S. Wallace, Joseph Bryson, H. M. Hamby, Charles Cardwell (colored), James Harper (colored).

Pages: Julian Timberlake, Chief Page; Theo. Ross, Conrad, Clyde Lambert, Weston Taylor, Palmer Stickley, Banks Arendell, Whitfield East, Edward Travis and Walter Lambeth.

Messenger: James Lanier.

On motion of Senator Powell, Senators Barringer, Gay, Hawes and Spence were permitted to qualify without presentation of their certificates of election.

RULES.

Senator Bassett offers the following resolution:

*Resolved*, That the Rules of Order of the Senate of 1907 be adopted until the further orders of this body.

The resolution is adopted.

Senator Manning offers the following resolution:

*Resolved*, That a message be sent to the House of Representatives, informing that honorable body that the Senate is duly organized and ready to proceed with public business.

The resolution is adopted.

COMMITTEE ON RULES.

The President appoints as a Committee on Rules, Senators Bassett, Barringer and Hankins.

Mr. Manning offers the following resolution:

*Resolved by the Senate, the House concurring*, That a committee of two on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives to wait upon his Excellency, the Governor, and to inform him that the General Assembly is duly organized and ready to receive any communication that he may be pleased to submit.

The resolution is adopted.

On motion, Senator Travis is granted an indefinite leave of absence.

On motion of Senator Blow, the privileges of the floor are extended to former Senator Fleming, of Pitt.

On motion of Senator Manning, the Senate takes a recess until 3 o'clock P. M.

AFTERNOON SESSION.

The Senate reconvenes.

The following messages are received from the House of Representatives:

HOUSE OF REPRESENTATIVES, January 6, 1909.

MR. PRESIDENT:—It is ordered that a message be sent to the Senate informing that honorable body that the House of Representatives has effected its organization by the election of the following officers, to-wit:

*Speaker*—Hon. Augustus W. Graham.
*Principal Clerk*—T. G. Cobb.
*Reading Clerk*—R. M. Phillips.
*Engrossing Clerk*—M. D. Kinsland.
*Doorkeeper*—George L. Kilpatrick.
*Assistant Doorkeeper*—D. H. James.

And the House is ready to receive any communication which your honorable body may wish to send it.

Respectfully, T. G. Cobb,
*Principal Clerk.*

House of Representatives, January 6, 1909.

Mr. President:—It is ordered that a message be sent to the Senate, informing that honorable body that by resolution of the House, Messrs. Doughton, Koonce, Turlington, Cotten and Grant are appointed a committee on the part of the House to act with a similar committee on the part of your honorable body to notify his Excellency, the Governor, that the General Assembly has perfected its organization and is ready to receive any communication he may see fit to submit.

Respectfully, T. G. Cobb,
*Principal Clerk.*

The President appoints as a committee on the part of the Senate to act with the committee on the part of the House of Representatives to wait upon the Governor, Senators Manning, Kluttz and Britt.

Senator Manning introduces the following resolution:

*Resolved by the Senate, the House of Representatives concurring:*

Section 1. That the Senate and House of Representatives meet in joint session in the hall of the House of Representatives at noon on Tuesday, January 12, 1909, and there proceed to open and publish the returns for Governor, Lieutenant Governor, Secretary of State, Auditor, Superintendent of Public Instruction, Attorney-General and other State officers.

Section 2. That the persons so ascertained to be elected shall be inducted into office on Tuesday, January 12, 1909, at 1 o'clock P. M.

Section 3. That a joint committee of three on the part of the Senate and five on the part of the House shall be appointed whose duty it shall be to provide suitable arrangements and regulations for the inauguration and report the expenditures incurred by the committee.

The resolution is read the first time and ordered placed on the Calendar.

Upon motion, the Senate adjourns until 11 o'clock to-morrow.

## SECOND DAY.

SENATE CHAMBER, January 7, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond, of Lenoir County.

The Journal of yesterday is read and approved.

Senator Peele is granted permission to be recorded as voting for Senator Whitehead Kluttz for the position of President *pro tempore* on yesterday's ballot.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Manning, S. R. 2, resolution of the Senate and House of Representatives consenting that the University of North Carolina be embraced within the benefits of the Carnegie Foundation Fund.

Placed on the Calendar.

By Senator Blow, S. B. 3, bill to amend section 1253 of the Revisal of 1905 relating to jury tax in Pitt County.

Bill is referred to Committee on Revisal.

By Senator Manning, S. B. 4, bill to repeal section 1182 of the Revisal of 1905, providing how the directors of a corporation shall be elected.

Bill is referred to Committee on Revisal.

By Senator Manning, S. B. 5, bill to amend section 1207 of the Revisal of 1905, relative to dissolution of a corporation.

Referred to Committee on Corporations.

By Senator Barham, S. B. 6, bill relating to the appointment of justices of the peace in Wayne County.

Referred to Committee on Justices of the Peace.

By Senator Scott, S. B. 7, bill to amend section 1652 of the Revisal of 1905.

Referred to the Committee on Revisal.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 1, resolution to canvass the vote for State officers and induct them into office, and appoint a committee to arrange for the inaugural ceremonies.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

Senator Manning, for the committee to wait upon the Governor, reports that the Governor presents his respects to the members of the Senate and that he will shortly after the convening of the session transmit a message.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

RALEIGH, N. C., January 6, 1909.

*To the Honorable the General Assembly of North Carolina:*

GENTLEMEN:—While I will transmit my message to the General Assembly as prescribed by law, still as there are certain things that I specially desire to emphasize, and perhaps enlarge upon, I respectfully ask to be allowed to read my message in person to the Senate and House of Representatives in joint session, at such time and place as you may name, suggesting Thursday morning at 11:30 o'clock. My request is concurred in by the Council of State, and the same privilege now asked, was extended to me by the Legislature of 1907.

Respectfully, R. B. GLENN,
*Governor.*

Senator Manning offers the following resolution:

*Be it Resolved by the Senate, the House of Representatives concurring*, That the Senate and House meet in joint session at 11:30 A. M. to hear his Excellency, the Governor, read his biennial message, and that a committee of two be appointed from this body to act with a similar committee from the House to escort the Governor to the House at the convening of the joint session.

The resolution is adopted.

Senator Pharr offers the following resolution:

That in acquiescing in the request of the Governor to read his message to the General Assembly the Senate is not to be understood as establishing a precedent, as it is the sense of the Senate that it will be advisable to adhere to the established custom of having such messages transmitted in writing.

The resolution fails of adoption by vote of twenty in the affirmative to twenty-five in the negative.

STANDING COMMITTEES.

The President of the Senate announces the appointment of standing committees, which are read by the Clerk, as follows:

*Appropriations*—Long, of Iredell, Chairman; Doughton, Hankins, Barringer, Jones, Barham, Dockery, Mills, McCall and West.

*Banks and Currency*—Clark, Chairman; Dawes, Pharr, Godwin, Burton, Mills, Fry, Scott, Turner.

*Claims*—Hawes, Chairman; Clark, Barham, Ormond, Shaw, Reynolds.

*Commerce*—Latham, Chairman; Johnson, Fry, Peele, Sherrill.

*Corporations*—Pharr, Chairman; Love, Lockhart, Means, Holden, Shaw, Gay, Long of Iredell, Ray and Blow.

*Corporation Commission*—Dockery, Chairman; Love, Godwin, Gay, Martin, Pharr, Hankins, Elliott, Doughton, Starbuck.

*Congressional Apportionment*—Ray, Chairman; Martin, Bassett, Burton, Jones, Scott, Shaw, Lockhart, Kluttz, Love, Ray, Britt.

*Constitutional Amendment*—Gay, Chairman; Manning, Ormond, Nimocks, Travis, Empie, Dockery, Spence, Britt.

*Counties, Cities and Towns*—Kluttz, Chairman; Barringer, Pharr, Ray, Holden, Jones, Peele, Spence, Wray, Sherrill.

*Distribution of Governor's Message*—Shaw, Chairman; Manning, Means, Tilson.

*Education*—Blow, Chairman; Long of Person, Kluttz, Barringer, Gay, Means, Dockery, Ormond, Britt, Tilson.

*Election Laws*—Godwin, Chairman; Travis, Manning, Bassett, Empie.

*Game Laws*—Empie, Chairman; Manning, Barringer, Martin, Pharr, Hankins, Long of Iredell, Ormond, Starbuck.

*Insurance*—Ormond, Chairman; Pharr, Hankins, Peele, Powell, Jones, Elliott, Scott, Britt.

*Immigration*—Empie, Chairman; Shaw, Gay, Johnson, Martin, Clark, Reynolds.

*Institution for the Blind*—Elliott, Chairman; Powell, Johnson, Latham, Clark, Spence, Matthews and West.

*Institution for the Deaf*—Lockhart, Chairman; Gay, Hankins, Pharr, Barham, Shaw, Nimocks, Mills and Sherrill.

*Internal Improvements*—Johnson, Chairman; Ormond, Means, Nimocks, Elliott and Lee.

*Insane Asylum*—Travis, Chairman; Scott, Burton, Barham, Spence, Holden, Jones, Fry, Latham, Matthews, McCall.

*Engrossed Bills*—Barham, Chairman; Love, Burton, Clark and Matthews.

*Federal Relations*—Fry, Chairman; Latham, Dawes, Spence, Peele and Starbuck.

*Finance*—Long, of Person, Chairman; Hankins, Bassett, Dawes, Mills, Clark, Ormond, Doughton, Hawes, Britt.

*Fish and Fisheries*—Burton, Chairman; Martin, Godwin, Blow, Empie, Johnson, Ormond, Latham and West.

*Pensions and Soldiers' Home*—Means, Chairman; Long of Person, Jones, Johnson, Blow, Mills, Peele, Ray, Turner, Tilson.

*Privileges and Elections*—Peele, Chairman; Shaw, Barham, Godwin, Martin, Powell, Dockery, Lockhart, Britt.

*Public Health*—Scott, Chairman; Manning, Long of Person, Barringer, Matthews.

*Public Roads*—Jones, Chairman; Dawes, Pharr, Mills, Clark, Scott, Turner, Lee and McCall.

*Revisal*—Travis, Chairman; Dockery, Godwin, Martin, Empie, Jones, Lockhart, Ray of Henderson, Peele, Holden, Spence, Barham, Gay, Powell, Britt.

*Shell-fish*—Latham, Chairman; Ormond, Burton, Martin, Godwin, Johnson, Nimocks, Matthews.

*Agriculture*—Doughton, Chairman; Long of Person, Long of Iredell, Clark, Latham, Hawes, Fry, McCall, Reynolds.

*Judiciary*—Manning, Chairman; Barringer, Kluttz, Pharr, Means, Nimocks, Travis, Bassett, Blow, Fry, Ormond, Lockhart, Long of Iredell, Holden and Starbuck.

*Judicial Districts*—Barringer, Chairman; Pharr, Empie, Holden, Travis, Fry, Powell, Blow, Jones, Scott and Starbuck.

*Manufacturing*—Love, Chairman; Long of Person, Scott, Elliott, Hankins, Wray.

*Military Affairs*—Powell, Chairman; Pharr, Kluttz, Godwin, Long of Iredell, Sherrill.

*Mining*—Spence, Chairman; Mills, Kluttz, Scott, West.

*Penal Institutions*—Dawes, Chairman; Ormond, Doughton, Travis, Empie, Hawes, Dockery, Long of Iredell, and Lee.

*Senate Expenditures*—Martin, Chairman; Blow, Manning, McCall.

*Salaries and Fees*—Holden, Chairman; Clark, Burton, Martin, Mills and Lee.

JOINT COMMITTEES.

*Enrolled Bills*—Barham, Chairman; Hawes, Shaw, Sherrill.

*Justices of the Peace*—Scott, Chairman; Gay, Martin, Nimocks, Long of Iredell, Tilson.

*Library*—Holden, Chairman; Jones, Starbuck.

*Printing*—Mills, Chairman; Peele, Hawes, Matthews.

*Trustees of the University*—Means, Chairman; Dawes, Kluttz, Lockhart, Pharr, Manning, Spence, Starbuck, Nimocks, Dockery.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

HOUSE OF REPRESENTATIVES, January 7, 1909.

MR. PRESIDENT:—It is ordered that a message be sent to the Senate informing that honorable body that the House of Representatives concurred in S. R. 8, H. R. 6, joint resolution to hear the Governor's message, and the House now awaits the presence of the Senate in accordance with said resolution.

Respectfully, T. G. COBB,
*Principal Clerk.*

The Senate thereupon proceeds to the hall of the House of Representatives preceded by its officers where they are received by the members of the House standing. The Speaker, Mr. Graham, and President *pro tem.* Kluttz, preside over the joint assembly.

His Excellency, the Governor, Hon. R. B. Glenn, is presented to the joint assembly by Mr. Speaker Graham and proceeds to read his biennial message to the General Assembly.

At the conclusion of the message the Senate returns to its chamber.

On motion of Senator Blow, Senate Bill 3, bill to amend section 1253 of the Revisal of 1905, relating to jury tax in Pitt County, is recalled from Committee on Revisal and placed upon its several readings.

The bill passes its several readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting H. R. S. S. R. 9, resolution in favor of J. A. Lisk.

The resolution is read and placed upon the Calendar.

On motion of Senator Long, the Senate adjourns until to-morrow morning at 11 o'clock.

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## THIRD DAY.

SENATE CHAMBER, January 8, 1908.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond, of Lenoir County.

The Journal of yesterday is read and approved.

Upon motion of Senator Pharr, leave of absence is granted to Senator Scott.

Upon motion of Senator Peele, leave of absence is granted to Senator Dockery until Monday.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Senator Fry, S. B. 10, bill to amend section 2466 of the Revisal of 1905, in order more effectually to prevent killing fish with dynamite.

Referred to Committee on Fish and Fisheries.

By Senator Fry, S. B. 11, bill to enlarge the powers of justices of the peace and to repeal sections 1447, 1448, 1449 and 1450, Revisal of 1905.

Referred to Judiciary Committee.

By Senator Fry, S. B. 12, bill to amend the charter of the Carolina Tennessee Southern Railway Company, chapter 72 of the Private Acts of 1903.

Referred to Committee on Railroads.

By Senator Fry, S. B. 13, bill for the protection of forest ranges in the counties of Swain, Jackson, Haywood and Transylvania.

Referred to Committee on Propositions and Grievances.

By Senator Fry, S. B. 14, bill to increase the pensions of the Confederate veteran soldiers.

Referred to Committee on Pensions and Soldiers' Home.

By Senator Fry, S. B. 15, bill to give a laborer a lien on any article of personal property on or with which he has performed services.

Referred to Judiciary Committee.

By Senator Lockhart, S. B. 16, bill to appoint J. E. Ewing and James W. Smith justices of the peace in Stanly County.

Placed on the Calendar.

By Senator Nimocks, S. B. 17, to increase the Governor's salary.

Placed on the Calendar.

By Senator Barham, S. B. 18, bill relating to fees for short-form mortgage in Wayne County.

Referred to Committee on Revisal.

By Senator Mills, S. B. 19, bill to amend section 2753 of the Revisal of 1905, relating to the salary of the Commissioner of Labor and Printing.

Placed on the Calendar.

By Senator Tilson, S. B. 20, bill to appoint justices of the peace in Grapevine Township, Madison County.

Placed on the Calendar.

By Senator Mills, S. B. 21, bill to repeal chapter 678 of the Public Laws of 1907.

Referred to Committee on Public Roads.

By Senator Fry, S. B. 22, bill to abolish the office of County Treasurer of Swain County.

Placed on the Calendar.

By Senator Blow, S. B. 23, bill to amend section 1311 of the Revisal of 1905, relating to the Board of Commissioners for the county of Pitt.

Referred to Committee on Revisal.

By Senator Fry, S. B. 24, bill to establish the county line between the counties of Swain and Macon.

Placed on the Calendar.

By Senator Ray, S. B. 25, bill to repeal section 5 of chapter 784 of the Public Laws of 1903.

Referred to Committee on Revisal.

The President appoints as Committee on Senate Journal Senators Barham, Chairman; Hawes and Sherrill.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 9, resolution in favor of J. A. Lisk, upon its second reading.

The resolution passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 16, bill to appoint J. E. Ewing and James W. Smith justices of the peace in Stanly County, upon its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 20, bill to appoint justices of the peace in Grapevine Township, Madison County, upon its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 18, bill relating to fees for short-form mortgage in Wayne County, upon second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 22, bill to abolish the office of County Treasurer of Swain County, upon its second reading.

Senator Empie offers the following amendment to the bill, which is accepted by Senator Fry:

"SEC. 2. That this act shall in no way affect the present incumbent of the county of Swain."

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 24, bill to establish the county line between the counties of Swain and Macon, upon second reading.

On motion of Senator Blow, the bill is referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE GOVERNOR.

The following message is received from his Excellency, the Governor, Hon. R. B. Glenn:

EXECUTIVE DEPARTMENT,
RALEIGH, N. C., January 6, 1909.

*To the Honorable, the General Assembly of North Carolina:*

GENTLEMEN:—In accordance with law, I herewith transmit to you my biennial message. Respectfully, R. B. GLENN,
*Governor.*

The Calendar is resumed.

S. B. 17, bill to increase the Governor's salary, upon its second reading.

The following amendment is offered by Senator Empie:

Strike out the word "six," in line four of section 2, and insert "seven thousand five hundred."

The following amendment is offered by Senator Latham:

Amend by striking out the word "six," in line four of section 1, and insert in lieu thereof the word "five."

Both amendments failed of adoption, and the bill, as originally offered, passed its second and third readings and was ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

HOUSE OF REPRESENTATIVES, January 7, 1909.

MR. PRESIDENT:—It is ordered that a message be sent to the Senate informing that honorable body that the House of Representatives has passed the following resolution and asks the concurrence of your honorable body therein:

H. R. 7, S. R. 1, resolution for joint session to open returns of State officers, as amended. Respectfully, T. G. COBB,
*Principal Clerk.*
*Per* PAGE.

The Senate concurs in the amendment by the House of Representatives and the resolution is ordered enrolled.

S. B. 19, bill to amend section 2753 of the Revisal of 1905, relating to the salary of the Commissioner of Labor and Printing, upon its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

Senator Barringer offers the following resolution:

*Resolved* That the Sergeant at Arms furnish to each Senator for his use during this session of the General Assembly a copy of the two volumes of the Revisal of 1905.

The resolution is adopted.

The President of the Senate appoints as Inaugural Committee, on the part of the Senate, as provided for in the Senate Resolution 1, House Resolution 7, resolution to canvass returns for State officers and to induct said officers into office, Senators Long, of Person, Chairman; Manning, Means and Starbuck.

The President announces the following committees:

*Propositions and Grievances*—Nimocks, Chairman; Long of Iredell, Ormond, Gay, Pharr, Shaw, Spence, Fry and Britt.

*Railroads*—Mills, Chairman; Ormond, Lockhart, Manning, Fry, Pharr, Gay, Love, Barham, West.

*Counties, Cities and Towns*—Senator Bassett is added as a member of this committee.

*Appropriations*—Senator Clark is added as a member of this committee.

There being no further business, the Senate adjourns until tomorrow at 11 o'clock.

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## FOURTH DAY.

SENATE CHAMBER, January 9, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Lee.

The Committee on the Journal reports that it has examined the Journal of yesterday's proceedings and that it finds no corrections to be made in the same, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted, as follows:

From Committee on Engrossed Bills:

By Senator Barham, S. B. 22, bill to abolish the office of County Treasurer of Swain County.

Senator Barham reports that the bill is properly engrossed, and is ordered sent to the House of Representatives.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Ormond, S. B. 27, bill to amend section 2777 of the Revisal of 1905, allowing sheriffs a fee for seizing illicit distilleries.

Referred to Committee on Salaries and Fees.

By Senator Fry, S. B. 29, bill to place John S. Collins, of Swain County, on the pension roll.

Referred to Committee on Pensions.

By Senator Doughton, S. B. 30, bill to establish a tollgate on Mulberry Gap Road.

Referred to Committee on Public Roads.

By Senator Manning, S. B. 31, bill to amend subsection 15 of section 1318, Volume I, Revisal of North Carolina of 1905, relating to the powers and duties of county commissioners.

Referred to Committee on Revisal.

By Senator Manning, S. B. 32, bill to increase the duties and enlarge the powers of the Attorney-General of North Carolina.

Referred to Judiciary Committee.

By Senator Sherrill, S. B. 33, bill to amend chapter 42 of the Public Laws of the extra session of 1908, the same being an act for holding the courts in Caldwell County.

Placed on the Calendar.

By Senator Love, S. B. 28, bill to repeal the charter of the town of Spencer Mountain Mills, in Gaston County.

Placed on the Calendar.

By Senator Sherrill, S. B. 34, bill to allow the Board of Commissioners of Caldwell County to pay for making court dockets for judge and bar.

Placed on the Calendar.

By Senator Blow, S. B. 35, bill to amend section 3093 of the Revisal of 1905, concerning year's support of widows.

Referred to Judiciary Committee.

By Senator Barham, S. B. 36, bill to locate an extension of West Center Street in the town of Pikesville, and to authorize the board of town commissioners of said town to lay off streets.

Referred to Committee on Counties, Cities and Towns.

By Senator Barham, S. B. 37, bill to establish a permanent place in the State Penitentiary at Raleigh, N. C., for the execution of felons upon which the death penalty is to be imposed; to change the mode of execution so that the death sentence shall be by electricity, and to provide an appropriation therefor.

Referred to Committee on Judiciary.

By Senator Lee, S. B. 38, bill to appoint justices of the peace in Elk Township, Wilkes County.

Placed on the Calendar.

By Senator Fry, S. B. 39, bill relating to supernumerary judge.

Referred to Committee on Judicial Districts.

By Senator Starbuck, S. B. 40, bill to amend section 1409 of the Revisal of 1905, relating to the election of justices of the peace.

Referred to Judiciary Committee.

By Senator Bassett, S. B. 41, bill to extend State aid to the movement for the erection of a monument to Henry L. Wyatt.

Referred to Committee on Pensions.

By Senator Clark, S. B. 42, bill to regulate the times of holding the Superior Courts of Bladen County.

Referred to the Committee on Judicial Districts.

By Senator Kluttz, S. B. 43, bill relative to the election of a United States Senator.

Placed on the Calendar.

By Senator Matthews, S. B. 44, bill to protect squirrels in Sampson County.

Referred to Committee on Game Laws.

On motion of Senator Ray, leave of absence is granted Senator Love.

On motion of Senator Hawes, Senator Lockhart is granted leave of absence.

On motion of Senator Pharr, leave of absence is granted to Senator Dawes.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 28, bill to repeal the charter of the town of Spencer Mountain Mills, in Gaston County, upon second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 34, bill to allow the Board of Commissioners of Caldwell County to pay for making court dockets for judge and bar, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 25, bill to repeal section 5, chapter 784 of the Public Laws of 1903, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

The President announced the appointment of the following committee:

*Public Buildings and Grounds* — Hankins, Chairman; Lockhart, Long of Person, Means, Starbuck.

Senator Manning, for the Judiciary Committee, makes the following report:

*To* Hon. Francis D. Winston, *Lieutenant Governor:*

The Judiciary Committee having decided that it is advisable to employ a clerk for the said committee, consent is hereby requested of the Senate that such employment be made; and if the Senate shall so

consent, Alex. Stronach, Esq., of the county of Wake, is recommended for the appointment as clerk of the Judiciary Committee.

MANNING,
*For the Committee.*

The report of the Judiciary Committee, recommending the appointment of a clerk to said committee, is adopted.

On motion of Senator Peele, the Senate adjourns until 12 o'clock Monday.

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## FIFTH DAY.

SENATE CHAMBER, January 11, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Lee, of Wilkes County.

The Committee on Journal reports that the Journal of Saturday is correct, and the same stands approved.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Elliott, S. R. 45, resolution for adjournment of the Senate and House of Representatives.

Referred to Committee on Rules.

By Senator Kluttz, S. B. 46, bill to create a highway commission, detailing the powers of the commission and the duties of the highway engineer.

Referred to Committee on Public Roads.

By Senator Ray, S. B. 47, bill to amend section 1 of chapter 674 of the Public Laws of 1907, relating to pensions of Confederate soldiers, sailors and widows.

Referred to Committee on Pensions.

By Senator Britt, S. B. 48, bill to facilitate settlements by executors and administrators.

Referred to Judiciary Committee.

By Senator Blow, S. B. 49, bill to amend chapter 115, Private Laws of 1899, relating to the town of Greenville.

Referred to Committee on Counties, Cities and Towns.

By Senator Shaw, S. B. 50, bill appointing T. J. Wooten a justice of the peace in the county of Robeson.

Referred to Committee on Justices of the Peace.

By Senator Britt, S. B. 51, bill to give attorneys a lien on their clients' cause of action or judgment rendered thereon.

Referred to Committee on Judiciary.

By Senator Mills, S. R. 52, resolution reserving the east portion of

the capitol for guests of members of the General Assembly during the inaugural ceremonies.

Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 43, joint resolution of the Senate and House of Representatives relative to the election of a United States Senator, on second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

S. B. 33, bill to amend chapter 42 of the Public Laws of the extra session of 1908, the same being an act for holding the courts in Caldwell County, on second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. R. 52, resolution reserving the east portico of the capitol for guests of members of the General Assembly during the inaugural ceremonies, on second reading.

The resolution passes its second and third readings and is ordered sent to the House of Representatives.

MESSAGE FROM THE GOVERNOR.

The following message is received from the Governor:

EXECUTIVE DEPARTMENT,
RALEIGH, N. C., January 11, 1909.

*To the Honorable, the General Assembly of North Carolina:*

GENTLEMEN:—As required by law, I beg to transmit herewith number of pardons and commutations granted by me during the past two years, and my reasons therefor.

Respectfully, R. B. GLENN,
*Governor.*

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 6, S. R. 8, joint resolution to hear the Governor's message.

H. B. 38, S. B. 3, an act to amend section 1253 of the Revisal, relating to jury tax in Pitt County.

H. R. 7, S. R. 1, resolution for joint session to open returns of State officers.

H. R. 8, S. R. 9, resolution in favor of J. A. Lisk.

On motion, the Senate adjourns until to-morrow at 10:30 A. M.

## SIXTH DAY.

SENATE CHAMBER, January 12, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. J. J. Hall, of Fayetteville.

The Committee on Journal reports that the Journal of yesterday is correct, and the same stands approved.

### ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports that the following resolution has been properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

Resolution 4, H. R. 69, S. R. 52, resolution reserving the east portico of the capitol for guests of the members of the General Assembly during the inaugural ceremonies.

### REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

From Committee on Public Roads:

By Senator Jones, S. B. 30, bill to establish a tollgate on Mulberry Gap Road, with a favorable recommendation.

By Senator Jones, S. B. 21, bill to repeal chapter 678 of the Public Laws of 1907.

From Committee on Rules:

Senator Bassett, for the committee, submits the following rules, with recommendation that they be adopted as the rules of the Senate:

*Be it resolved by the Senate*, That the rules of the Senate, Session of 1907, as herein amended, be adopted for 1909.

### ORDER OF BUSINESS.

1. The President having taken the chair at the hour to which the Senate shall have adjourned, and a quorum being present, the Journal of the preceding day shall be read, unless otherwise ordered by the Senate, to the end that any mistake therein may be amended.

2. After reading and approval of the Journal, the order of business shall be as follows:

(1) Reports of standing committees.

(2) Reports of select committees.

(3) Announcements of petitions, bills and resolutions.

(4) Unfinished business of preceding day.

(5) Special orders.

(6) General Orders: First, bills and resolutions on third reading; second, bills and resolutions on second reading; but messages from the Governor and House of Representatives, and communications and reports from State officers, and reports from the Committees on

Engrossed Bills and Enrolled Bills may be received and acted on under any order of business.

POWERS AND DUTIES OF THE PRESIDENT.

3. He shall take the chair promptly at the appointed time and proceed with the business of the Senate according to the rules adopted. At any time during the absence of the President, the President *pro tempore*, who shall be elected, shall preside, and he is hereby vested, during such time, with all powers of the President, except that of giving a casting vote in case of a tie, when he shall have voted as a Senator.

4. He shall assign to doorkeepers their respective duties and stations, and shall appoint nine pages, twelve white laborers and two colored laborers, each of whom shall receive the same compensation as is now provided by law.

OF THE CLERK.

5. The President and Clerk of the Senate shall see that all bills shall be acted upon by the Senate in the order in which they stand upon the Calendar, unless otherwise ordered, as hereinafter provided. The Calendar shall include the numbers and titles of the bills and joint resolutions which have passed the House of Representatives and have been received by the Senate for concurrence.

6. The Clerk shall certify the passage of bills by the Senate, with the date thereof, together with the fact whether passed by a vote of three-fifths or two-thirds of the Senate, whenever such vote may be required by the Constitution and laws of the State.

OF THE RIGHTS AND DUTIES OF SENATORS.

7. Every Senator presenting a paper shall endorse the same; if a petition, memorial, or report to the General Assembly, with a brief statement of its subjects or contents, adding his name; if a resolution, with his name; if a report of a committee, a statement of such report, with the name of the committee and member making the same; if a bill, a statement of its title, which shall contain a brief statement of the subject or contents of the bill, with his name; and all bills, resolutions, petitions and memorials shall be delivered to the Clerk and by him handed to the President, to be by him referred, and shall announce the title and references of the same, which shall be entered on the Journal.

8. All motions shall be reduced to writing, if desired by the President or any Senator, delivered in at the table and read by the President or Clerk before the same shall be debated; but any such motion may be withdrawn by the introducer at any time before decision or amendment.

9. If any question contains several distinct propositions, it shall be divided by the President, at the request of any Senator: *Provided*, each subdivision, if left to itself, shall form a substantive proposition.

10. When the President is putting a question, or a division by counting shall be had, no Senator shall walk out or cross the house, nor, when a Senator is speaking, pass between him and the President.

11. Every Senator wishing to speak or debate, or to present a petition or other paper, or to make a motion or report, shall rise from his seat and address the President, and shall not proceed further until recognized by him. No Senator shall speak or debate more than twice nor longer than thirty minutes on the same day on the same subject without leave of the Senate; and when two or more Senators rise at once the President shall name the Senator who is first to speak.

12. Every Senator who shall be within the bar of the Senate when the question is stated by the Chair shall vote thereon, unless he shall be excused by the Senate, or unless he be directly interested in the question; and the bar of the Senate shall include the entire Senate Chamber.

13. When a motion to adjourn, or for recess, shall be affirmatively determined, no member or officer shall leave his place till the adjournment or recess shall be declared by the President.

STANDING COMMITTEES.

14. The following-named committees shall be appointed by the Lieutenant Governor:

(1) On Agriculture.
(2) On Appropriations.
(3) On Banks and Currency.
(4) On Claims.
(5) On Congressional Apportionment.
(6) On Constitutional Amendment.
(7) On Corporations.
(8) On Counties, Cities and Towns.
(9) On Institutions for the Blind.
(10) On Institutions for Deaf and Dumb.
(11) On Election Law.
(12) On Engrossed Bills.
(13) On Federal Relations.
(14) On Fish and Fisheries.
(15) On Finance.
(16) On Insurance.
(17) On Immigration.
(18) On Internal Improvements.
(19) On Game Laws.
(20) On Insane Asylum.
(21) On Judiciary.
(22) On Judicial Districts.
(23) On Manufacturing.
(24) On Military Affairs.
(25) On Education.

(26) On Mining.
(27) On Penal Institutions.
(28) On Pensions and Soldiers' Home.
(29) On Privileges and Elections.
(30) On Propositions and Grievances.
(31) On Public Roads.
(32) On Public Health.
(33) On Railroads.
(34) On Corporation Commission.
(35) On Rules.
(36) On Salaries and Fees.
(37) On Shell-fish.
(38) On Library.
(39) On Justices of the Peace.
(40) On Public Buildings and Grounds.
(41) On Trustees of University.
(42) On Enrolled Bills.
(43) On Printing.
(44) On the Revisal.
(45) On Commerce.
(46) On Distribution of Governor's Message.

JOINT COMMITTEES.

15. (1) On Library.
(2) On Justices of the Peace.
(3) On Public Buildings and Grounds.
(4) On Trustees of the University.
(5) On Enrolled Bills.
(6) On Printing.
(7) On Codification of Laws.

16. The Committee on Engrossed Bills shall examine all bills, amendments and resolutions before they go out of the possession of the Senate, and make a report when they find them correctly engrossed; *Provided*, that when a bill is typewritten and has no interlineations therein, and has passed the Senate without amendment, it shall be sent to the House without engrossment, unless otherwise ordered.

17. The Committee on Appropriations shall carefully examine all bills and resolutions appropriating or paying any moneys out of the State Treasury, keep an accurate record of the same, and report to the Senate from time to time.

18. Every report of the committee upon a bill or resolution which shall not be considered at the time of making the same, or laid on the table by a vote of the Senate, shall stand upon the General Orders with the bill or resolution, and the report of the committee shall show that a majority of the committee were present and voted: *Provided*, that the chairman and five members of the Judiciary Committee and also of the Finance Committee shall constitute a quorum.

19. That no committee shall be composed of more than nine mem-

bers, unless the Lieutenant Governor shall, without objection from the Senate, appoint a greater number on any committee.

ON GENERAL ORDERS AND SPECIAL ORDERS.

20. Any bill or other matter may be made a special order for a particular day or hour by a vote of the majority of the Senators present voting, and if it shall not be completed on that day it shall be returned to its place on the Calendar, unless it shall be made a special order for another day; when a special order is under consideration it shall take precedence of any special order or a subsequent order for the day, but such subsequent order may be taken up immediately after the previous special order has been disposed of.

21. Every bill shall receive three readings previous to its being passed, and the President shall give notice at each whether it be first, second or third. After the first reading, unless a motion shall be made by some Senator, it shall be the duty of the President to refer the subject-matter to an appropriate committee. No bill shall be amended until it shall have been twice read.

PROCEEDINGS WHEN THERE IS NOT A QUORUM VOTING.

22. If, on taking the question on a bill, it shall appear that a constitutional quorum is not present, or if the bill require a vote of a certain proportion of all the Senators to pass it, and it appear that such a number is not present, the bill shall be again read and the question taken thereon; if the bill fail a second time for the want of the necessary number being present voting, the bill shall not be finally lost, but shall be returned to the Calendar in its proper order.

PRECEDENCE OF MOTION.

23. When a question is before the Senate, no motion shall be received except those herein specified, which motions shall have precedence as follows, viz.:

(1) For an adjournment.
(2) To lay on the table.
(3) For the previous question.
(4) To postpone indefinitely.
(5) To postpone to a certain day.
(6) To commit to a standing committee.
(7) To commit to a select committee.
(8) To amend.
(9) To substitute.

24. The previous question shall be as follows: "Shall the main question be put?" and, until it is decided, shall preclude all amendments and debates. If this question shall be decided in the affirmative, the "main question" shall be on the passage of the bill, resolution or other matter under consideration; but when amendments are pending, the question shall be taken up on such amendment in their order,

without further debate or amendment. However, any Senator may move the previous question or may restrict the same to an amendment or other matter then under discussion. If such question be decided in the negative, the main question shall be considered as remaining under debate.

25. When the motion for the previous question is made, and pending the second thereto by a majority, debate shall cease, and only a motion to adjourn or lay on the table shall be in order, which motions shall be put as follows: Previous question; adjourn; lay on the table. After a motion for the previous question is made, pending a second thereto, any member may give notice that he desires to offer an amendment to the bill or other matter under consideration; and, after the previous question is seconded, such member shall be entitled to offer his amendment in pursuance of such notice.

OTHER QUESTIONS TO BE TAKEN WITHOUT DEBATE.

26. The motions to adjourn and lay on the table shall be decided without debate, and the motion to adjourn shall always be in order when made by a Senator entitled to the floor.

27. The respective motions, to postpone to a certain day, or to commit, shall preclude debate on the main question.

28. All questions relating to priority of business shall be decided without debate.

29. When the reading of the paper is called for, except petitions, and the same is objected to by any Senator, it shall be determined by the Senate without debate.

30. Any Senator requesting to be excused from voting may make either immediately or after the vote shall have been called and before the result shall have been announced, a brief statement of the reasons for making such request, and the question shall then be taken without debate. Any Senator may explain his vote on any bill pending by obtaining permission of the President before the vote is put: *Provided*, that not more than three minutes shall be consumed in such explanation.

QUESTIONS THAT REQUIRE A TWO-THIRDS VOTE.

31. No bill or resolution on its third reading shall be acted on out of the regular order in which it stands on the Calendar, and no bill or resolution shall be acted upon on its third reading the same day on which it passed its second reading, unless so ordered by two-thirds of the Senators present.

32. No bill or resolution shall be sent from the Senate on the day of its passing, except on the last day of the session, unless otherwise ordered by a vote of two-thirds of the Senators present.

33. No bill or resolution, after being laid upon the table upon motion, shall be taken therefrom except by vote of two-thirds of the Senators present.

DECORUM IN DEBATE.

34. No remark reflecting personally upon the action of any Senator shall be in order in debate, unless preceded by a resolution or motion of censure.

35. When a Senator shall be called to order he shall take his seat until the President shall have determined whether he was in order or not. If decided to be out of order, he shall not proceed without the permission of the Senate; and every question and order shall be decided by the President, subject to an appeal to the Senate by any Senator; and if a Senator is called to order for words spoken, the words excepted to shall be immediately taken down in writing, that the President or Senate may be better enabled to judge in the matter.

MISCELLANEOUS RULES.

36. When a blank is to be filled, and different sums or times shall be proposed, the question shall be first taken on the highest sum or the longest time.

37. When a question has been once put and decided it shall be in order for any Senator who shall have voted in the majority to move a reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after the bill, resolution, message, report, amendment or motion upon which the vote was taken shall have gone out of possession of the Senate, nor shall any motion for reconsideration be in order unless made on the same day or the next following legislative day on which the vote proposed to be reconsidered shall have taken place, unless the same shall be made by the Committee on Enrolled Bills for verbal or grammatical errors in the bill, when the same may be made at any time, nor shall any question be reconsidered more than once.

38. All bills and resolutions shall take their place upon the Calendar according to their number, and shall be taken up in their regular order unless otherwise ordered.

39. No smoking shall be allowed in the Senate Chamber during the session.

40. Senators and visitors shall uncover their heads upon entering the Senate Chamber while the Senate is in session, and shall continue uncovered during their continuance in the chamber.

41. No Senator or officer of this Senate shall depart the service of the Senate without leave, or receive pay as a Senator or officer for the time he is absent without leave.

42. No person other than the executive and judicial officers of the State, members and officers of the Senate and House of Representatives, unless on invitation of the President or by vote of the Senate, shall be permitted within the bar.

43. No rule of the Senate shall be altered, suspended or rescinded without a vote of the majority of all the Senators elected; and no motion to suspend shall embrace more than one rule or relate to any other subject than the one specified in said motion.

44. In case a less number than a quorum of the Senate shall convene, they are authorized to send the doorkeeper, or any other person, for any or all absent Senators, as a majority of the Senators present shall determine.

45. The yeas and nays shall be taken and entered upon the Journal upon demand of one-fifth of the Senators present.

46. When any committee shall decide that it is advisable to employ a clerk for such committee, the chairman of the committee shall first obtain the consent of the Senate for such employment, and if the Senate shall allow the clerk as requested, he shall be appointed by the Lieutenant Governor, upon the recommendation of the committee.

47. Every bill introduced in the Senate shall be printed or typewritten. Amendments need not be typewritten.

48. The Clerk of the Senate shall provide a box of sufficient size, with an opening through the top, for the reception of bills. Such box shall be kept under lock and key and shall be stationed on the Clerk's desk. The President of the Senate shall have in his charge and keeping the key to such box. All bills which are to be introduced into the Senate shall be deposited in such box before the session begins. At the proper time the President shall open the box and take therefrom the bills. Such bills shall be read by their titles, which reading shall constitute the first reading of the bill, and, unless otherwise disposed of, shall be referred to the proper committee. A bill may be introduced, by unanimous consent, at any other time during a session.

49. The Chief Engrossing Clerk of the Senate shall appoint, with the approval of the Senate, as his assistants, not more than three competent stenographers and typewriters. Such stenographers and typewriters shall work under the direction and supervision of the Engrossing Clerk. They shall also make for the members of the General Assembly who introduces a bill, without extra cost, one original and two carbon copies of all bills.

50. The Journal of the Senate shall be typewritten in duplicate, original and carbon, the original to be deposited in the office of Secretary of State as the record, and the other (carbon) copy to be delivered to the State Printer.

51. That in case of adjournment without any hour being named, the Senate shall reconvene the next legislative day at 11 o'clock A. M.

Respectfully submitted, BASSETT,
*For the Committee.*

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Hankins, a memorial from the North Carolina Historical Association in reference to the erection of a fireproof building.

The memorial is ordered printed.

By Senator Jones, S. B. 53, bill to amend section 3990 of Volume II of the Revisal of 1905, relating to schools.

Referred to Committee on Education.

By Senator Hankins, S. B. 54, bill to provide for the erection of a fireproof State Library building.

Referred to Committee on Public Buildings.

By Senator Jones, S. B. 55, bill to permit Wakelon Graded and High School District in Wake County to vote $10,000 of bonds.

Referred to Committee on Education.

By Senator Blow, S. B. 56, bill to amend sections 2686 and 2712 of the Revisal of 1905 concerning meetings of township boards of supervisors.

Referred to Committee on Public Roads.

By Senator Martin, S. B. 57, bill to amend chapter 340 of the Public Laws of 1903 and chapter 263 of the Public Laws of 1907 relating to schools.

Referred to Committee on Education.

By Senator Ray, S. B. 58, bill to pay off and refund the indebtedness of the town of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

By Senator Ray, S. B. 59, bill to pave the sidewalks in front of the county courthouse on Main Street in the town of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

By Senator Martin, S. B. 60, bill to legalize the official acts of W. D. Hodges, a justice of the peace.

Referred to Judiciary Committee.

By Senator Ray, S. B. 61, bill to provide for the working, making and maintaining the public roads and bridges of Henderson County.

Referred to Committee on Counties, Cities and Towns.

By Senator Britt, S. B. 62, bill to transfer Madison County to the Tenth Congressional District.

Referred to Committee on Congressional Apportionment.

By Senator Godwin, S. B. 63, bill to amend section 1882 of the Revisal and to protect crops against devastation by squirrels.

Referred to Committee on Revisal.

CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 38, bill to appoint justices of the peace in Elk Township, Wilkes County, upon its second reading.

On motion of Senator Pharr, this bill is referred to Committee on Justices of the Peace.

S. B. 30, bill to establish a tollgate on Mulberry Gap Road, upon its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 21, bill to repeal chapter 678 of the Public Laws of 1907, upon its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

The following message is received from the House of Representatives:

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

HOUSE OF REPRESENTATIVES, January 12, 1909.

MR. PRESIDENT:—It is ordered that a message be sent to the Senate informing that honorable body that the House of Representatives at 11 o'clock will be ready to proceed with the canvass of the votes for the State officers, cast at the election held on Tuesday, the 3d day of November, 1909, and in declaring the result thereof in accordance with law. Respectfully, T. G. COBB,

*Principal Clerk House.*

The President announces that, in accordance with law, the Senate will meet in joint session with the House of Representatives at 11 o'clock to canvass the vote for State officers.

JOINT SESSION.

CANVASS OF VOTE FOR STATE OFFICERS.

The hour of 11 o'clock having arrived, the Senate proceeds to the hall of the House of Representatives, preceded by its officers, where they are received by the members of the House standing.

The Senators are assigned seats, and the President of the Senate, Honorable Francis D. Winston, calls the joint assembly to order.

The Principal Clerks of the Senate and House call the roll of their respective bodies.

The Principal Clerk of the Senate announces there are 37 Senators present, and the Principal Clerk of the House announces that 97 members of the House are present.

The President of the Senate thereupon announces a quorum present and the joint assembly ready to proceed with the canvass of returns for State officers.

The President of the Senate appoints Senators William B. Jones and James J. Britt on the part of the Senate, and the Speaker of the House, Honorable Augustus W. Graham, appoints as tellers on the part of the House Messrs. T. C. Bowie and A. T. Grant, Jr.

The announcement of the vote in the several counties of the State is then proceeded with, and at its conclusion the tellers report as follows:

REPORT OF TELLERS.

MR. SPEAKER:—Your tellers appointed on the part of the House of Representatives and the Senate, to tabulate the vote for State officers, counted at the joint meeting of the Senate and House of Representatives on January 12, 1909, beg leave to report that they have performed that duty, and find that the following votes were cast at the election held on the 3d day of November, 1908, for the following persons, to-wit:

FOR GOVERNOR.

| | |
|---|---|
| William W. Kitchin received | 145,102 votes |
| J. Elwood Cox received | 107,760 votes |
| J. A. Transom received | 310 votes |
| Locke Craig received | 2 votes |
| Charles W. Tillett received | 1 vote |

FOR LIEUTENANT GOVERNOR.

| | |
|---|---|
| William C. Newland received | 145,147 votes |
| Charles H. Toms received | 107,861 votes |
| F. A. Dorsett received | 312 votes |

FOR SECRETARY OF STATE.

| | |
|---|---|
| J. Bryan Grimes received | 145,268 votes |
| Cyrus Thompson received | 107,858 votes |
| G. F. Wilson received | 311 votes |

FOR STATE AUDITOR.

| | |
|---|---|
| Benjamin F. Dixon received | 145,066 votes |
| John Q. A. Wood received | 107,848 votes |
| E. C. Barkley received | 313 votes |

FOR STATE TREASURER.

| | |
|---|---|
| Benjamin R. Lacy received | 145,146 votes |
| W. E. Grigg received | 107,790 votes |
| E. B. Wells received | 313 votes |

FOR SUPERINTENDENT PUBLIC INSTRUCTION.

| | |
|---|---|
| James Y. Joyner received | 145,029 votes |
| J. M. L. Lyerly received | 107,733 votes |
| Nat M. Pickett received | 313 votes |

FOR ATTORNEY-GENERAL.

| | |
|---|---|
| T. W. Bickett received | 144,955 votes |
| Jake F. Newell received | 107,872 votes |
| J. W. Summers received | 313 votes |

FOR COMMISSIONER OF LABOR AND PRINTING.

| | |
|---|---|
| M. L. Shipman received | 145,078 votes |
| C. M. Ray received | 107,844 votes |
| R. J. Smathers received | 314 votes |

FOR MEMBER OF NORTH CAROLINA CORPORATION COMMISSION FOR TERM OF SIX YEARS.

B. F. Aycock received ..... 144,989 votes
Harry G. Elmore received ..... 107,864 votes
W. J. Newton received ..... 291 votes

FOR COMMISSIONER OF AGRICULTURE.

William A. Graham received ..... 145,049 votes
J. M. Mewborne received ..... 107,721 votes
P. E. Burke received ..... 317 votes

FOR INSURANCE COMMISSIONER.

James R. Young received ..... 145,069 votes
J. B. Norris received ..... 107,791 votes
R. J. Morton received ..... 315 votes

We report that the following persons have received the highest number of votes cast for their respective offices, to-wit:

*For Governor*—William W. Kitchin.
*For Lieutenant Governor*—William C. Newland.
*For Secretary of State*—J. Bryan Grimes.
*For State Auditor*—Benjamin F. Dixon.
*For State Treasurer*—Benjamin R. Lacy.
*For Superintendent Public Instruction*—James Y. Joyner.
*For Attorney-General*—T. W. Bickett.
*For Commissioner of Agriculture*—William A. Graham.
*For Commissioner of Labor and Printing*—M. L. Shipman.
*For Member of North Carolina Corporation Commission for the Term of Six Years*—B. F. Aycock.

And they should be declared elected.

Respectfully submitted, this January 12, 1909.

T. C. Bowie,
A. T. Grant, Jr.,
*Tellers on the part of the House.*
Wm. B. Jones,
James J. Britt,
*Tellers on the part of the Senate.*

The Speaker thereupon announces that the votes from all the counties in the State having been compared and counted, and as the result of that count declares that Hon. William W. Kitchin having received a majority of the votes cast for Governor at the election held on the 3d day of November, 1908, is declared duly elected Governor of North Carolina for a term of four years, beginning on the first day of January, 1909.

The Hon. William C. Newland having received the highest number

of votes cast for Lieutenant Governor at the same election, is declared the duly elected Lieutenant Governor of North Carolina for the same period.

That Hon. J. Bryan Grimes having received the highest number of votes cast for Secretary of State at the same election, is declared the duly elected Secretary of State of North Carolina for the same period.

That Hon. Benjamin F. Dixon having received the highest number of votes cast for Auditor at the same election, is declared the duly elected Auditor for the State of North Carolina for the same period.

That Hon. Benjamin R. Lacy having received the highest number of votes cast at the same election for State Treasurer, is declared the duly elected Treasurer for the State of North Carolina for the same period.

That Hon. James Y. Joyner having received the highest number of votes cast for Superintendent of Public Instruction at the same election, is declared the duly elected Superintendent of Public Instruction for the State of North Carolina for the same period.

That Hon. T. W. Bickett having received the highest number of votes cast at the same election for Attorney-General, is declared the duly elected Attorney-General for the State of North Carolina for the same period.

That Hon. William A. Graham having received the highest number of votes cast for Commissioner of Agriculture at the same election, is declared the duly elected Commissioner of Agriculture for the State of North Carolina for the same period.

That Hon. M. L. Shipman having received the highest number of votes cast for Commissioner of Labor and Printing at the same election, he is declared duly elected Commissioner of Labor and Printing for the State of North Carolina for the same period.

That Hon. B. F. Aycock having received the highest number of votes cast for a member of the North Carolina Corporation Commission for a term of six years at the same election, is declared the duly elected member of the North Carolina Corporation Commission for a term of six years, beginning January 1, 1909.

That Hon. James R. Young having received the highest number of votes cast for Insurance Commissioner at the same election, is declared the duly elected Insurance Commissioner for the same period.

The Senate thereupon returns to its chamber and, upon motion of Senator Kluttz, takes a recess until 12:30 o'clock.

## Joint Session.

### INAUGURATION OF OFFICERS.

The Senate and House of Representatives meet in joint session at 12:30 and proceed to the east portico of the capitol for the installation of the newly-elected State officers.

The State officers-elect are presented by Mr. Cox of the House of Representatives and the oaths of office are administered in turn, as follows:

Hon. M. L. Shipman, Commissioner-elect of Labor and Printing.
Hon. B. F. Aycock, member-elect of the Corporation Commission.
Hon. James R. Young, Insurance Commissioner-elect.
Hon. William A. Graham, Commissioner-elect of Agriculture.
Hon. T. W. Bickett, Attorney-General-elect.
Hon. James Y. Joyner, Superintendent-elect of Public Instruction.
Hon. Benjamin F. Dixon, State Auditor-elect.
Hon. Benjamin R. Lacy, State Treasurer-elect.
Hon. J. Bryan Grimes, Secretary of State-elect.
Hon. William C. Newland, Lieutenant Governor-elect.

And to each of the officers elect thus presented, the several oaths of office, prescribed by law, are administered respectively by Hon. W. A. Hoke, Justice of the Supreme Court, each of whom subscribe to their several oaths.

Retiring Governor Glenn presents his Excellency, Governor Kitchin, to the joint assembly, to whom the oath of office is administered by Chief Justice Clark of the Supreme Court. Governor Kitchin thereupon delivers his inaugural address.

The business for which the joint assembly convened having been accomplished, the Senate returns to its chamber, and takes a recess until 4 o'clock P. M.

AFTERNOON SESSION.

The Senate reconvenes at 4 o'clock, and is called to order by President Winston.

The President appoints Senators Pharr, Mills and Lee a committee to wait upon Lieutenant Governor William C. Newland and escort him to the chamber.

President Winston presents Lieutenant Governor Newland in the following words:

"The hour of noon has come, when I retire from office. For ten years I have been intimately associated with the legislation of this State. A decade ago I entered the other house. The Democratic Party came into power upon a wave of revolution, its acts have been constructive. It has freed the electorate of the ignorant, the debauched, the vicious, and made intelligence and character the qualification of the voter. In assuming that these come by inheritance as well as in the schools, we have but followed that older Commonwealth whose wise sons for a century before our time sought the same source of a voter's fitness. We have built a new school-house every day in the year during the last five years. The tick of the clock has not been more regular than the hammer of the school-house carpenter. Twice a week for five years some new community has stood up and said, 'Let us tax ourselves for the education of our children.' One-fifth of our educational fund is now raised by special taxes. Our little school districts have become the centers of local self-government and are illustrating the wisdom, the power and the beneficence of government by the people, of the people and for the

people. In ten years we have quadrupled our school property and trebled our annual expenditure for education. This year begins the educational test for voting. Compulsory education is already a necessity, and the popular verdict will make it a law. Our army of school children will grow until, clasping hands, they may reach from seashore to mountains. These are the true guardians of the State. Let the State be true to them and they will ever be true to her—will give her peace, prosperity, virtue and happiness. The real hope of the world is in the constant improvement of each generation of children.

"No man will be a drunkard hereafter in North Carolina, except under public condemnation. No man hereafter in North Carolina will grow rich making drunkards. Within our borders liquor dealing now stands a curse. We may not save all from its damning power, but we will save as many as we can. We have made the liquor traffic unfashionable, unpopular and illegal. Of all forms of human misery and sorrow the worst has ever been the drunkard's home and the drunkard's sin visited upon innocent and helpless children until the third and fourth generation.

"In ten years we have changed from the poorest State in the Union to one of the most prosperous. We have made more progress in wealth and in education than any community of equal size on the globe. We have done it without the help of immigration, or of outside capital, or of great resources newly discovered, or of rapidly-built-up seaports and manufacturing cities. We are still a State of towns and farms. Our industries are native—native in workmen, material and management. Our growth has been steady, founded upon native character, energy and intelligence. The poverty of our lands turned our labor to manufacturing. Manufacturing, in turn, made local markets for farm products, and thus the Commonwealth grew in healthy, strong development.

"An ideal State, complete in itself, agricultural, commercial, manufacturing. There is nothing essential to human comfort that is not produced in North Carolina. The plate-glass factories of High Point are shipping full-length mirrors to the Sultan of Zulu and the Queen of Madagascar. The spindles of our mills are making yarn enough annually to enfold the earth in a network of cotton. The shuttles of our looms in one continuous line could outstrip the fastest express train and weave an endless roll of cloth from New York to San Francisco. Already Charlotte is the center of the cotton industries; some day it will be the cotton capital of the world. The call of the cotton-mill whistle, echoing from mill to mill, in the stillness of the morning, and the black smoke from mill chimneys in endless procession from Elizabeth City to Brevard, tell the story of our industrial life. Our network of industries will soon be complete. Every mill and factory in sight of a farm; every farm in reach of railroad and local markets.

"In one generation we have increased our property values five hun-

dred per cent. Our poverty, long patiently endured, proved to be our riches. God forbid that our riches should ever prove our poverty.

"Senators, look at North Carolina to-day: A land of mountains, plains and seacoast, with climate a golden mean between the cold of the North and heat of the South; with every plant and soil that belongs to the temperate zone; with sunlight in the sky every day in the year, and sunshine in the heart every hour of the day; with cities and towns, farms and factories, mills and mines, forests and fisheries, linked together in a network of mutual power and dependence; with population homogeneous and happy—the purest Anglo-Saxon Commonwealth of the globe, over ninety-nine per cent. native born and to the manor born—a Commonwealth marked by the strong and elemental virtues that underlie civilization by courage and virtue, simplicity and honesty, justice and mercy, law and liberty, kindness and hospitality ever flowing with human power; a nursery of men for other states, in her old age rising from poverty to riches, made young again by the energies of her sons and the virtues of her daughters—her growth and education the marvel of the world. With another generation of education, of temperance, of industrial development she will stand at the very head of the mighty column of American Commonwealths. She is resting upon the wise legislation of the past ten years. It is a privilege to have participated somewhat in that legislation. I retire from active participation in these halls carrying hence the abiding faith that has come from years of experience, that a North Carolinia Legislature can be depended upon to do what is best for North Carolina.

"I surrender my office to the chosen representative here of the whole people. His high character, his pure personality, the extensive acquaintance with our State and his experience in courts and these halls are guarantees that he will preside here with justice, fairness, looking to the glory of our great State.

"I introduce Lieutenant Governor Will C. Newland. In the words of Dickens' purest creation: 'God bless you, one and all'; God bless our State."

Lieutenant Governor Newland on taking the chair, addresses the Senate as follows:

"Gentlemen of the Senate:—In assuming the duties of this high and honorable office, to which a generous people have called me, I would be less than human if I did not take this occasion to express in some measure my appreciation of the confidence reposed in me by the citizenship of my State. To accept and occupy this distinguished and important position without evincing in a degree the natural pride and gratification I feel, would not be in accordance with my ideas of propriety.

"That our duties will be arduous no one will doubt, and it behooves each of us to approach the discharge of those duties with fearlessness and patriotism. Many questions of grave importance to the Commonwealth and its people will engage our attention during the session

of the General Assembly, and none graver than those which I will now mention.

"The educational development of the State should be safeguarded with the utmost zeal and care. No backward step should be taken in furnishing ample means for the education of every boy and girl in North Carolina who have not the means to educate themselves; and I hope every Senator will feel it his duty to vote generous appropriations for this purpose.

"Second in importance is the industrial development of this Commonwealth. Abounding, as it does, in natural resources equal to any in the Union, it is of the utmost importance that no legislation be enacted that will hinder or retard the marvelous industrial growth of our State. With its minerals, its forests, its climate and its sturdy citizenship, North Carolina is destined to stand in the foremost rank of States in the Union.

"Next comes the old Confederate veteran; the name 'Confederate veteran' sounds sweet to every patriotic North Carolinian, and he speaks it with a reverence and tenderness akin to that with which he utters the word 'mother.' Those old heroes of the fire-swept field of many battles deserve all and more than North Carolina is able to do for them, and I trust that the statute passed for the pensioning of the old veterans will be amended in such manner as to repeal the words, 'worth less than five hundred dollars,' and let every old veteran, regardless of his worth, be entitled to a pension, and rest assured that those who do not need the pittance are too patriotic to accept it, but will gladly see it divided amongst his more unfortunate comrades.

"There are many things about which something might be said, but I feel sure that every Senator left his home with the full intention of rendering his State the best service of which he is capable.

"To you, Governor Winston, I desire to express my sincerest thanks for the kind and generous praise you have seen fit to bestow upon me, and say further, that if it be said of me that I made as good a presiding officer as Lieutenant Governor Winston I shall feel satisfied and feel that I am entitled to the plaudit, 'Well done, thou good and faithful servant.'

"And to you, Senators, I bespeak for myself the same kind, courteous and patient consideration you have accorded to my distinguished predecessor, and I ask every Senator in this chamber, regardless of party affiliations, to co-operate with me and aid me in the discharge of my duties as presiding officer, assuring you that in the performance of which I shall be fearless, patriotic and impartial.

"And now, wishing you each and every one a pleasant sojourn in our capital city, I declare this Senate ready for business."

On motion of Senator Blow, the following resolution is unanimously adopted by a rising vote:

"Whereas, the Hon. Francis D. Winston, as Lieutenant Governor and presiding officer of the Senate has during his continuance in

office discharged the duties incumbent upon him with great distinction, impartiality and kindness: therefore, Be it

"*Resolved*, That this Senate, in recognition of his sterling worth, patriotism, impartiality and able manner in which the Hon. Francis D. Winston has presided over its deliberations, do extend to him our thanks and best wishes for his future happiness and prosperity."

Senator Britt expresses the appreciation of the minority members at the fairness and ability with which President Winston has presided over the deliberations of the Senate.

On motion of Senator Kluttz, the Senate adjourns until 11 o'clock to-morrow.

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## SEVENTH DAY.

SENATE CHAMBER, January 13, 1909.

The Senate meets pursuant to adjournment.

Prayer by Dr. T. N. Ivey, of Raleigh.

Reports of standing committees are submitted as follows:

By Senator Bassett, S. R. 45, joint resolution for adjournment of the Senate and House of Representatives. The committee reports the bill without prejudice.

Senator Bassett calls attention that the Senator from Halifax is present, and moves that he be permitted to qualify upon presentation of his certificate of election.

The motion is adopted, and Senator Travis qualifies by taking and subscribing the oath prescribed by law.

### INTRODUCTION OF BILLS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Elliott, S. B. 64, bill to amend section 1506 of the Revisal by requiring the judges of the Superior Court to remain at the county seat the full term of court.

Referred to Committee on Revisal.

By Senator Fry, S. B. 65, bill to appoint Fred C. Fisher a justice of the peace in and for the county of Swain, with the right to practice law.

Referred to Judiciary Committee.

By Senator Britt (by request), S. B. 66, bill to prohibit the payment of witness fees to salaried officers of the county and city of Durham in criminal cases.

Referred to Committee on Counties, Cities and Towns.

By Senator Britt (by request), S. B. 67, bill to regulate the election of the Board of Education of Durham County.

Referred to Committee on Education.

By Senator Britt (by request), S. B. 68, bill to fix salaries for the public officers of Durham County and to increase the general county fund.

Referred to Committee on Counties, Cities and Towns.

By Senator Manning, S. B. 69, bill to provide for the appointment of inspectors of meters in certain cities in North Carolina.

Referred to Committee on Propositions and Grievances.

By Senator Britt, S. B. 70, bill to amend chapter 612, Public Laws of North Carolina, 1905, relating to control of automobiles and other vehicles in Durham County.

Referred to Judiciary Committee.

By Senator Jones, S. B. 71, bill to amend chapter 29 of the Public Laws of the State of North Carolina, extra session of 1908, relating to the public school of Raleigh Township.

Referred to Committee on Education.

By Senator Jones, S. B. 72, bill to amend chapter 647, Laws of 1907, relating to salaries.

Referred to Committee on Salaries and Fees.

By Senator Barringer, S. B. 73, bill to amend section 1042 of the Revisal of 1905, relating to the sale of property under mortgage.

Referred to Committee on Revisal.

By Senator Dockery, S. B. 74, bill to establish a criminal court to be called the Criminal Court of Lee County.

Referred to Judiciary Committee.

By Senator Fry, S. B. 75, bill to authorize and direct the Treasurer and Sheriff of Swain County to pay the claims issued by the Board of County Commissioners of Swain County, according to the date of their issue.

Referred to Judiciary Committee.

By Senator Manning, S. B. 76, bill to establish a board of commissioners for the promotion of uniformity of legislation in the United States.

Referred to Judiciary Committee.

By Senator Empie, S. B. 77, bill to amend section 2798 of the Revisal of 1905 of North Carolina relative to the pay of jurors in New Hanover County.

Referred to Committee on Revisal.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 45, joint resolution for adjournment of the Senate and House of Representatives, upon second reading.

The following substitute is offered by Senator Kluttz:

*Resolved by the Senate, the House of Representatives concurring,* That the General Assembly do adjourn *sine die* at the earliest day consistent with public interest.

The following substitute is offered by Senator Latham:

*Resolved*, That the per diem of members be limited to the 15th day of February, 1909.

On motion of Senator Travis, consideration of the joint resolution and the substitutes offered is postponed until January 20, 1909.

ADDITIONS TO COMMITTEES.

The President announces additions to committees as follows:

*Committee on Education*—Senator Ray, of Henderson.

*Committee on Appropriations*—Senators Blow, Ormond and Bassett.

*Committee on Insane Asylums*—Senator Hawes.

*Institution for the Deaf*—Senators Godwin and Doughton.

On motion of Senator Gay, the privileges of the floor are extended to former Senator S. J. Colbreth.

The Committee on Finance announce the appointment of Mr. Lane Brown as clerk.

On motion of Senator Pharr, the Senate adjourns until to-morrow at 11 o'clock.

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## EIGHTH DAY.

SENATE CHAMBER, January 14, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. A. Barber, of Raleigh.

The Committee on Daily Journal reports that the Journal of yesterday is correct, and the same stands approved.

On motion of Senator Long, indefinite leave of absence is granted to Senator Fry.

REPORTS FROM COMMITTEES.

Reports of committees are submitted as follows:

Senator Bassett, for the Judiciary Committee, requests that two hundred copies of S. B. 32, a bill to increase the duties and enlarge the powers of the Attorney-General of North Carolina, be printed.

On motion, it is so ordered.

By Senator Nimocks, S. B. 13, bill for the protection of forest ranges in the counties of Swain, Jackson, Haywood and Transylvania, with favorable recommendation.

By Senator Martin, S. B. 57, bill to amend chapter 340 of the Public Laws of 1903 and chapter 263 of the Public Laws of 1907, relating to schools, with favorable recommendation.

By Senator Pharr, S. B. 11, bill to enlarge the powers of justices of the peace and to repeal sections 1447, 1448, 1449 and 1450, Revisal of 1905, with unfavorable report.

By Senator Ray, of Henderson, S. B. 67, bill to regulate the elec-

tion of the Board of Education of Durham County, with unfavorable report.

By Senator Ormond, S. B. 53, bill to amend section 3990 of Volume II of the Revisal of 1905, relating to schools, with unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Britt, S. B. 83, bill to provide for the election of county boards of education by the qualified voters of the several counties.

Referred to Committee on Education.

By Senator Love, S. B. 84, bill to amend the charter of the town of Lowell, Gaston County.

Referred to Committee on Counties, Cities and Towns.

By Senator Hawes, S. R. 85, resolution regarding the work of committees.

Referred to Committee on Rules.

By Senator Peele, S. B. 86, bill relating to surveyors' fees when giving testimony.

Referred to Committee on Salaries and Fees.

By Senator Jones (by request), S. B. 87, bill to incorporate the Union Power and Transportation Company.

Referred to Committee on Corporations.

By Senator Dockery, S. B. 88, bill to incorporate Pee Dee Valley Railroad Company.

Referred to Committee on Railroads.

By Senator Hankins, S. B. 89, bill to create a justice of the peace in Lexington Township, Davidson County.

Referred to Committee on Justices of the Peace.

By Senator Hankins, S. B. 90, bill relative to the road law of Thomasville Township, Davidson County.

Referred to Committee on Public Roads.

By Senator Starbuck, S. B. 91, bill to amend sections 3263 and 3264 of the Revisal of 1905 in order to equalize the peremptory challenges allowed the State and defendant in criminal cases.

Referred to Judiciary Committee.

By Senator Elliott, petition from the citizens of Catawba County asking for the passage of a resolution allowing the people of the State of North Carolina to vote upon a constitutional amendment to change article ten of the Constitution so as to repeal or modify the real and personal exemption.

Referred to Committee on Constitutional Amendment.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 45, S. B. 78, bill to appoint justices of the peace for Rowan County.

Referred to Committee on Justices of the Peace.

H. B. 48, S. B. 79, bill to prevent dumping saw-dust into the streams of Macon County.

Referred to Committee on Counties, Cities and Towns.

H. B. 16, S. B. 80, bill to amend chapter 201, Laws of 1905, in relation to the town of Mount Olive.

Referred to Committee on Counties, Cities and Towns.

H. B. 14, S. B. 81, bill repealing chapter 849, Public Laws of 1907, relating to Melville and Haw River townships line in Alamance County.

Referred to Committee on Counties, Cities and Towns.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 13, bill for the protection of forest ranges in the counties of Swain, Jackson, Haywood and Transylvania, upon its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 57, bill to amend chapter 340 of the Public Laws of 1903, and chapter 263 of the Public Laws of 1907, relating to schools, upon its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

ADDITIONS TO COMMITTEES.

The President announces that Senator Means has been added to the Committee on Railroads.

The President announces that, at the request of the Senator from Beaufort, Mr. Latham, he is released of the chairmanship of the Committee on Commerce and Senator Martin is named as chairman.

On motion of Senator Manning, the following resolution is adopted:

*Resolved by the Senate*, That the invitation of the President of the University to attend the exercises at the University on Tuesday, January 19th, the birthday of General Robert E. Lee, be accepted.

Upon motion of Senator Spence, the Senate adjourns until to-morrow at 11 o'clock.

## NINTH DAY.

SENATE CHAMBER, January 15, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. R. T. Vann, of Raleigh.

The Committee on Daily Journal reports that the Journal of yesterday is correct, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

By Senator Parker, for Committee on Revisal, S. B. 23, bill to amend section 1311 of the Revisal of 1905, relating to the Board of Commissioners of Pitt County, with favorable recommendation.

By Senator Dockery, for Committee on Revisal, S. B. 77, bill to amend section 2798 of the Revisal of 1905 of North Carolina, relative to the pay of jurors in New Hanover County, with favorable report.

By Senator Britt, for Committee on Revisal, bill to amend subsection 15 of section 1318, Volume I, Revisal of North Carolina of 1905, relating to the powers and duties of county commissioners, with favorable recommendation.

By Senator Peele, S. B. 63, bill to amend section 1882 of the Revisal and to protect crops against devastation by squirrels, with favorable recommendation from Committee on Revisal.

By Senator Gay, for Committee on Revisal, S. B. 73, bill to amend section 1042 of the Revisal of 1905, relating to the sale of property under mortgage, with favorable recommendation.

By Senator Means, for Committee on Education, S. B. 71, bill to amend chapter 29 of the Public Laws of the State of North Carolina, extra session of 1908, relating to the public schools in Raleigh Township, with favorable report.

By Senator Ray, for Committee on Revisal, S. B. 7, bill to amend section 1652 of the Revisal of 1905, with unfavorable recommendation.

By Senator Holden, for Committee on Salaries and Fees, S. B. 86, bill relating to surveyors' fees when giving testimony, with favorable report.

Senator Starbuck asks, and is granted permission to withdraw S. B. 91, bill to amend section 3263 and 3264 of the Revisal of 1905 in order to equalize the peremptory challenges allowed the State and defendant in criminal cases.

Senator Pharr, for Committee on Corporations, returns S. B. 5, bill to amend section 1207 of the Revisal of 1905, relative to the dissolution of a corporation, and requests that the bill be referred to the Judiciary Committee. The bill is referred accordingly to the Judiciary Committee.

Senator Manning presents report from the chairmen of the various committees fixing a time and place for holding the meetings of the various committees of the Senate, and requests that the same show

the members of each committee. He requests that five hundrd copies of the same be printed. The following is the report presented by Senator Manning:

Your committee appointed to suggest the hour and days for the various committee meetings of the Senate, beg to report:

*Judiciary Committee*—Monday, Wednesday and Friday, 4 P. M., Supreme Court Room.

*Revisal Committee*—Wednesday and Friday, 4 P. M., Supreme Court Library.

*Finance Committee*—Monday, Wednesday and Friday, 3 P. M., Treasurer's office.

*Counties, Cities and Towns*—Tuesday and Thursday, 4 P. M., Senate Chamber.

*Educational Committee*—Monday and Wednesday, 2:30 P. M., Superintendent's office.

*Corporations Committee*—Tuesday and Thursday, 2:30 P. M., Supreme Court Library.

*Propositions and Grievances*—Monday and Friday, 2:30 P. M., Senate Chamber.

*Penal Institutions*—Tuesday, 8 P. M., Senate Chamber.

*Pensions and Soldiers' Home*—Thursday, 8 P. M., Auditor's office.

*Public Roads*—Friday, 8 P. M., Senate Chamber.

*Railroads*—Thursday, 8 P. M., Corporation Commission office.

*Shell-fish*—Friday, 8 P. M., Senate Chamber.

*Corporation Commission*—Monday, 2:30 P. M., Corporation Commission office.

*Game Laws*—Wednesday, 4 P. M., Senate Chamber.

*Agriculture*—Monday, Wednesday and Friday, 9:30 A. M., Agricultural Building.

*Salaries and Fees*—Wednesday and Friday, 9:30 A. M., Senate Chamber.

*Privileges and Elections*—Saturday, 9:30 A. M., Senate Chamber.

*Mining*—Tuesday, 9:30 A. M., Senate Chamber.

*Manufacturing*—Tuesday and Thursday, 9:30 A. M., Senate Chamber.

*Federal Relations*—Thursday, 9:30 A. M., Supreme Court Library.

*Commerce*—Tuesday, 9:30 A. M., Senate Chamber.

*Congressional Apportionment*—Saturday, 9:30 A. M., Senate Chamber.

*Claims*—Tuesday, 9:30 A. M., Senate Chamber.

*Constitutional Amendment*—Tuesday, 9:30 A. M., Supreme Court Library.

*Immigration*—Thursday, 9:30 A. M., Agricultural Building.

*Military Affairs*—Friday, 9:30 A. M., Adjutant General's office.

*Internal Improvements*—Friday, 9:30 A. M., Senate Chamber.

*Public Health*—Tuesday and Thursday, 9:30 A. M., Agricultural Building.

*Senate Expenditures*—Friday, 9:30 A. M., Treasurer's office.

*Appropriations*—Tuesday and Thursday, 2:30 P. M., Treasurer's office.

*Fish and Fisheries*—Tuesday and Thursday, 2:30 P. M., Agricultural Building.

*Banks and Currency*—Monday and Wednesday, 2:30 P. M., Senate Chamber.

*Institutions for the Blind*—Wednesday, 2:30 P. M., Senate Chamber.

*Institutions for the Deaf*—Monday, 2:30 P. M., Senate Chamber.

*Judicial Districts*—Tuesday, 2:30 P. M., Supreme Court Library.

*Insurance*—Saturday, 2:30 P. M., Insurance Commissioner's office.

*Election Laws*—Saturday, 2:30 P. M., Senate Chamber.

*Insane Asylum*—Saturday, 4 P. M., Senate Chamber.

*Distribution of Governor's Message*—Tuesday, 9:30 A. M., Senate Chamber.

The report is adopted.

It is ordered that five hundred copies of the schedule be printed.

By Senator Long, for Committee on Justices of the Peace, S. B. 6, bill relating to the appointment of justices of the peace in Wayne County, with favorable report.

By Senator Long, for Committee of Justices of the Peace, S. B. 89, bill to create a justice of the peace in Lexington Township, Davidson County, with favorable report.

INTRODUCTION OF BILLS.

The following bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator West, S. B. 94, bill to authorize the Board of County Commissioners of Macon County to establish a chain gang.

Referred to Committee on Counties, Cities and Towns.

By Senator Manning, S. B. 95, bill to establish a special criminal court in the city of Durham and in Durham Township, and to prescribe the jurisdiction thereof.

Referred to Judiciary Committee.

By Senator Empie, S. B. 96, bill to encourage and protect the industry of growing strawberries and other perishable fruits, vegetables and truck crops in North Carolina.

Referred to Committee on Agriculture.

By Senator Kluttz, S. B. 97, bill to amend section 3481 of the Revisal of 1905, relative to hunting without written permission.

Referred to Committee on Game Laws.

By Senator Empie, S. B. 98, bill to amend section 641 of the Revisal in reference to the time of advertisement of real estate sold under execution, deed in trust, mortgage, etc.

Referred to Committee on Revisal.

By Senator Jones, S. B. 99, bill to incorporate the Citizens Savings and Trust Company.

Referred to Committee on Banks.

By Senator Turner, S. B. 100, bill relating to the control and management of automobiles and other vehicles upon the public roads and highways of Harnett and Johnston counties.

Referred to Committee on Public Roads.

By Senator Pharr, S. B. 101, bill to amend section 2028 of the Revisal of 1905 of North Carolina, relative to the time of filing notices of liens.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 102, bill to amend the charter of the city of Greensboro.

Referred to Committee on Counties, Cities and Towns.

By Senator Starbuck, S. B. 103, bill to amend sections 3263 and 3264 of the Revisal of 1905, relating to peremptory challenges in criminal actions of standing aside jurors to the end of the panel.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 104, bill to create the State Association of County Commissioners of North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Senator Clark, S. B. 105, bill to drain White Oak Swamp, in Bladen County.

Referred to Committee on Agriculture.

THE CALENDAR.

The following bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 23, bill to amend section 1311 of the Revisal of 1905, relating to the board of commissioners of the county of Pitt, on second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 31, bill to amend subsection 15 of section 1318, Volume I of the Revisal of North Carolina, 1905, relating to the powers and duties of county commissioners, on second reading.

The bill passes second reading and at the request of Senator Blow further consideration of this bill is deferred.

S. B. 63, bill to amend section 1882 of the Revisal of 1905 and to protect crops against devastation by squirrels in certain counties.

This bill passes second reading, and at the request of Senator Empie further action on the bill is deferred.

S. B. 71, bill to amend chapter 29 of the Public Laws of North Carolina, extra session of 1908, relating to the public schools of Raleigh Township, on second reading.

The bill passes second reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Barringer, Bassett, Blow, Burton, Britt, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Holden, Jones, Kluttz, Latham, Lee, Love,

Long of Iredell, Lockhart, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Powell, Pharr, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner and West —44.

S. B. 73, bill to amend section 1042 of the Revisal of 1905, relating to the sale of property under mortgage.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 77, bill to amend section 2798 of the Revisal of 1905, of North Carolina relative to the pay of jurors in New Hanover County.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 86, bill relating to surveyors' fees when giving testimony.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 6, bill relating to the appointment of justices of the peace in Wayne County, with favorable report.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 89, bill to create a justice of the peace in Lexington Township, Davidson County, with favorable report, upon second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS.

Senator Dawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 99, S. B. 30, an act to establish a tollgate on Mulberry Gap Road.

H. B. 82, S. B. 33, an act to amend section 1 of chapter 42 of the Public Laws of the extra session of 1908, the same being "An act for holding the courts in Caldwell County."

H. B. 43, S. B. 20, an act to appoint G. N. Arrington, E. S. Morgan and J. W. Thomison, justices of the peace for Grapevine Township, No. 14, in Madison County.

On motion of Senator Hankins, the privileges of the floor are extended to former Senator Murray, of Madison County.

On motion of Senator Nimocks, leave of absence is granted Senator Barham until Monday.

On motion of Senator Bassett, leave of absence is granted Senator Lockhart.

On motion, leave of absence is granted Senator Bassett until Tuesday.

On motion of Senator Matthews, leave of absence is granted Senator Holden, of Franklin, and Senator Dawes, of Wilson, until Wednesday and Monday next, respectively.

The President announces that Senator Bassett asks to be relieved from serving on the Committee on Pensions and Soldiers' Home and on Senate Expenditures.

It is so ordered.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Wray, of Rockingham, petition relative to child labor and hours of work.

Referred to Committee on Manufacturing.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. R. 101, S. R. 921, resolution to print 2,000 copies of the inaugural address of Hon. W. W. Kitchin.

Resolution is placed on its several readings.

Resolution passes its several readings and is ordered enrolled.

H. B. 65, S. B. 93, bill to change the time of meeting of the Board of Commissioners of Dare County.

Referred to Committee on Counties, Cities and Towns.

On motion of Senator Pharr, leave of absence is granted Senator Blow until Tuesday.

On motion of Senator Powell, leave of absence is granted Senator Hankins until Monday.

On motion of Senator Godwin, the following poem, entitled "Carolina," by Bettie Freshwater Pool, of Elizabeth City, is read and ordered spread upon the minutes:

CAROLINA.

I love thee, Carolina!
Broad thy rivers, bright and clear;
Majestic are thy mountains;
Dense thy forests, dark and drear;
Grows the pine tree, tall and stately,
Weeps the willow drooping low,
Bloom the elegantine and jasmine;
Nods the daisy, white as snow.

CHORUS.

Let me live in Carolina
Till life's toil and strife are past!
Let us sleep in Carolina
When our sun shall set at last—

Where the mocking-bird is singing,
Where my heart is fondly clinging.
I would sleep when life is o'er
Sweetly on the old home shore.

I love thee, Carolina!
Peace and plenty there abide;
How beautiful thy harvest,
Gathered in at autumntide.
Fair thy fields, where grows the cotton,
Light and fleecy, soft and white,
And the golden wheat doth ripple
Like a sea of amber light.

I love thee, Carolina!
Land of story and of song;
Of patriot and hero—
How their deeds to mem'ry throng!
Great in peace and great in battle;
Heart of fire to love or hate;
Brightest star of all the Union
Is the glorious Old North State!

On motion of Senator Pharr, the Senate adjourned until to-morrow at 11 o'clock.

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## TENTH DAY.

SENATE CHAMBER, January 16, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. W. C. Tyree, of Raleigh.

The Committee on the Journal report they have examined the Journal of yesterday's proceedings and find no corrections to be made in same, and the same stands approved.

Upon motion of Senator Britt, leave of absence is granted Senator Wray, of Rockingham, until Tuesday.

Upon motion of Senator Shaw, leave of absence is granted Senators Dockery and Peele until Tuesday.

Upon motion of Senator Long, of Person, leave of absence is granted Senator Manning.

Upon motion of Senator Mills, leave of absence is granted Senator Pharr until Monday.

### REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

From Judiciary Committee:

By Senator Pharr, S. B. 76, bill to establish a board of commis-

sioners for the promotion of uniformity of legislation in the United States, with favorable recommendation.

By Senator Lockhart, S. B. 5, bill to amend section 1207 of the Revisal of 1905, relative to dissolution of a corporation, with favorable report.

By Senator Lockhart, S. B. 35, bill to amend section 3093 of Revisal of 1905, relative to year's support of widows, with favorable report.

By Senator Manning, S. B. 101, bill to amend section 2028 of the Revisal of 1905 of North Carolina, relative to the time of filing notice of lien, with favorable report.

By Senator Scott, for Committee on Justices of the Peace, S. B. 78, bill to appoint justices of the peace for Rowan County, with favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Long, of Person, S. B. 106, bill to appoint justices of the peace in certain townships in Person County.

Placed on the Calendar.

By Senator Kluttz, S. B. 107, bill to appoint T. V. Terrell and W. W. Fleming justices of the peace for Unity Township, Rowan County.

Referred to Committee on Justices of the Peace.

By Senator Ormond, S. B. 108, bill to amend section 3241 of the Revisal of 1905 of North Carolina, relating to witnesses before grand juries.

Referred to Judiciary Committee.

By Senator Reynolds, S. B. 109, bill to pay jurors in Stokes County.

Referred to Committee on Salaries and Fees.

By Senator Mills, S. B. 110, bill to authorize the commissioners of Rutherford County to levy a special tax for bridge purposes.

Referred to Committee on Counties, Cities and Towns.

By Senator Pharr, S. B. 111, bill to amend section 1 of chapter 674 of the Public Laws of North Carolina, session 1907, relative to persons entitled to pensions.

Referred to Committee on Pensions.

By Senator Latham, S. B. 112, bill to promote the draining of wet, swamp and overflowed lands.

Referred to Committee on Agriculture.

On motion of Senator Latham, it is ordered that two hundred copies of this bill be printed.

By Senator Sherrill, S. B. 113, relating to the fees of county surveyor in Caldwell County.

Referred to Committee on Salaries and Fees.

By Senator Sherrill, S. B. 114, bill to appoint a justice of the peace for Caldwell County.

Placed on the Calendar.

By Senator Elliott, S. B. 115, bill for the benefit of the State School for the Blind and the Deaf.

Referred to Committee on Institutions for the Blind.

By Senator Lockhart, S. B. 116, bill denouncing conduct within the State of North Carolina which interferes with trade and commerce.

Referred to Judiciary Committee.

By Senator Gay, S. B. 117, bill to amend sections 1661 and 1663 of chapter 35 of the Revisal in reference to fences in Northampton County.

Referred to Committee on Revisal.

By Senator Gay, S. B. 118, bill to amend chapter 40, section 1872, of the Revisal of 1905, in reference to hunting.

Referred to Committee on Game Laws.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills, which are read the first time and disposed of as follows:

H. B. 58, S. B. 119, bill to permit the Beaufort Land and Improvement Company and others to extend Turner Street, in the town of Beaufort, Carteret County.

Referred to Committee on Counties, Cities and Towns.

H. B. 127, S. B. 120, bill to appoint two justices of the peace for Gates County.

Referred to Committee on Justices of the Peace.

H. B. 75, S. B. 121, bill authorizing the commissioners of Ashe County to levy a special tax for the purpose of building bridges in Ashe County.

Referred to Committee on Counties, Cities and Towns.

INTRODUCTION OF BILLS AND RESOLUTIONS RESUMED.

Bills passing first reading and disposed of as follows:

By Senator Kluttz, S. R. 122, joint resolution relating to the Alaska-Yukon-Pacific Exposition.

Referred to Committee on Agriculture.

By Senator Kluttz, S. B. 123, memorial relating to the Alaska-Yukon-Pacific Exposition.

Referred to Committee on Appropriations.

By Senator Manning, S. B. 124, bill to allow the Register of Deeds of Durham County to appoint a deputy, and to validate all acts of persons heretofore acting in capacity of deputy register of deeds.

Referred to Judiciary Committee.

By Senator Ray, an act to amend the charter of the town of Hendersonville, N. C.

Referred to Committee on Counties, Cities and Towns.

By Senator Manning, S. B. 126, bill to enable the town of Hillsboro to fund its existing indebtedness, to provide for the payment of its

future indebtedness for necessary expenses and to assess property owners for the improvement of sidewalks.

Referred to Judiciary Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 71, bill to amend chapter 29 of the Public Laws of North Carolina, extra session of 1908, relating to the public schools of Raleigh Township, upon its third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Senators Burton, Doughton, Elliott, Empie, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Mills, McCall, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck and West—31.

The bill is ordered sent to the House of Representatives.

S. B. 31, bill to amend subsection 15 of section 1318, Volume I, Revisal of North Carolina, relating to the powers and duties of county commissioners, on its third reading.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 76, bill to establish a board of commissioners for the promotion of uniformity of legislation in the United States.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 101, bill to amend section 2028 of the Revisal of 1905 of North Carolina, relative to the time of filing notice of lien, on second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 78, H. B. 45, bill to appoint justices of the peace in Rowan County, on second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 106, bill to appoint justices of the peace in several townships in Person County.

On motion of Senator Mills, the bill is referred to Committee on Justices of the Peace.

S. B. 63, bill to amend section 1882 of the Revisal of 1905 and to protect crops against devastation of squirrels, on third reading.

Senator Gay moves to amend by striking out the words "any person," in line three, between the words "for" and "to," and insert in lieu thereof "the owner on his own lands or the tenant or cropper in possession thereof."

The amendment is adopted and the bill, as amended, passes its third reading and is ordered engrossed.

S. B. 5, bill to amend section 1207 of the Revisal of 1905, relative to dissolution of a corporation, upon second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 35, bill to amend section 3093 of the Revisal of 1905, concerning year's support of widows, upon second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS.

Senator Hawes, from Committee on Enrolled Bills, reports the following resolution properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H. R. 101, S. R. 92, resolution to print two thousand copies of Inaugural Address of Hon. W. W. Kitchin.

On motion, the Senate adjourned until Monday at 12 o'clock.

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## ELEVENTH DAY.

SENATE CHAMBER, January 18, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Means.

The Committee on the Journal reports that it has examined the Journal of Saturday's proceedings, and that it finds no corrections to be made in same, and the same stands approved.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From Committee on Engrossed Bills:

By Senator Barham, S. B. 63, bill to amend section 1882 of the Revisal of 1905 and to protect crops against the devastation of squirrels in certain counties.

Ordered sent to the House.

From Committee on Justices of the Peace:

By Senator Scott, S. B. 106, bill to appoint justices of the peace in several townships in Person County.

Placed on the Calendar.

On motion of Senator Dawes, the privileges of the floor are granted to Hon. C. A. Webb, of Buncombe, formerly member and President *pro tempore* of the Senate.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills, which are read the first time and disposed of as follows:

H. B. 108, S. B. 127, bill to prevent the depredation of turkeys and geese in Jackson and Swain counties.

Referred to Committee on Propositions and Grievances.

H. B. 107, S. B. 128, bill amending section 2021 of the Revisal of North Carolina of 1905, relative to laborers' and mechanics' liens.

Referred to Judiciary Committee.

H. B. 93, S. B. 129, bill to allow the Commissioners of Mooresville to issue bonds without submitting the question to a vote of the people of the said town.

Referred to Judiciary Committee.

H. B. 23, S. B. 130, bill to authorize the Board of Commissioners of Moore County to issue bonds to pay the indebtedness of Carthage Township for the working and maintenance of the public roads of Carthage Township.

Referred to Committee on Counties, Cities and Towns.

H. B. 10, S. B. 131, bill to amend the charter of the town of Landis, Rowan County.

Placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Lockhart, S. B. 132, bill to relieve practicing physicians from the payment of a license tax.

Referred to Committee on Finance.

By Senator Elliott, S. B. 133, bill to establish within the city of Hickory a special court, to be called "the Police Court," and prescribe the jurisdiction thereof.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 134, bill to revise, amend and consolidate the school laws of the city of Hickory.

Referred to Committee on Education.

By Senator Elliott, S. B. 135, bill to prescribe fees for the Register of Deeds of Catawba County and registration of building and loan debts of trust.

Referred to Committee on Salaries and Fees.

By Senator Barringer, S. B. 136, bill to prohibit hunting dogs from running at large during the breeding season of birds.

Referred to Committee on Game Laws.

By Senator Starbuck, S. B. 137, bill to expedite the trial of civil causes in the Superior Courts of this State.

Referred to Judiciary Committee.

By Senator Barham, S. B. 138, bill to provide for compensation for holding special terms of court.

Referred to Judiciary Committee.

S. B. 139, bill to amend section 2482 of the Revisal, relative to fishing in certain streams.

Referred to Committee on Game Laws.

By Senator Johnson, S. B. 140, bill to amend chapter 376 of the Public Laws of 1907, relative to hunting wild fowls in Currituck County.

Referred to Committee on Game Laws.

By Senator Gay, S. B. 141, bill to punish public drunkenness in Northampton County.

Referred to Committee on Propositions and Grievances.

By Senator Reynolds, S. B. 142, resolution relating to Government appropriation for roads.

Referred to Committee on Public Roads.

By Senator Gay, S. B. 143, bill to authorize the Clerk of the Superior Court of Northampton County to be absent from his office on certain Mondays.

Referred to Judiciary Committee.

S. B. 144, by Senator Sherrill, bill to promote the cause of education in Caldwell County.

Referred to Committee on Education.

By Senator West, S. B. 145, bill to incorporate Cowee High School, in Macon County, N. C.

Referred to Committee on Education.

By Senator Ray, S. B. 146, bill to place the public officers of Henderson County on salary and to regulate the use and management of the county courthouse.

Referred to Committee on Counties, Cities and Towns.

By Senator Matthews, S. B. 147, bill relating to the management and control of automobiles on the public roads and highways of Sampson County.

Referred to Committee on Public Roads.

By Senator Tilson, S. B. 143, bill to authorize the town of Marshall to issue bonds for the improvement of said town.

Referred to Judiciary Committee.

By Senator Shaw, S. B. 149, bill appointing Charles A. Purcell a justice of the peace of Robeson County.

Referred to Committee on Justices of the Peace.

THE CALENDAR.

Bills on the Calendar are taken up and disposed of as follows:

S. B. 106, bill to appoint justices of the peace in certain townships in Person County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 114, bill to appoint justices of the peace for Caldwell County, on second reading.

On motion of Senator Mills, the bill is referred to Committee on Justices of the Peace.

ANNOUNCEMENTS.

The President announced the following additions to committees:

*Committee on Banks and Currency*—Senator Long, of Person.

*Committee on Counties, Cities and Towns*—Senators Shaw and Nimocks.

On motion of Senator Kluttz, the Senate adjourned until to-morrow at 11 o'clock.

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## TWELFTH DAY.

SENATE CHAMBER, January 19, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Moncrief, of Raleigh.

The Committee on Journal report it has examined the Journal of yesterday's proceedings and there are no corrections to be made, and the same stands approved.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

For Judiciary Committee:

By Senator Lockhart, S. B. 148, bill to authorize the town of Marshall to issue bonds for the improvement of said town, with favorable report.

By Senator Travis, S. B. 143, bill to authorize the Clerk of the Superior Court of Northampton County to be absent from his office on certain Mondays, with favorable report.

At request of Senator Spence, S. B. 130 is withdrawn from Committee on Counties, Cities and Towns, and ordered placed on the Calendar.

On motion of Senator Powell, the privileges of the floor are extended to former Senator A. C. Zollicoffer, of Vance County.

On motion of Senator Barringer, the privileges of the floor are extended to former Senator J. E. Woodard, of Wilson County.

On motion of Senator Barringer, the privileges of the floor are extended to Hon. James E. Boyd, United States Judge of the Western District.

ENROLLED BILLS.

Senator Hawes, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 73, S. B. 34, an act to allow the Board of Commissioners of Caldwell County to pay for making court dockets for judge and bar.

H. B. 45, S. B. 78, an act to appoint justices of the peace for Rowan County.

H. B. 72, S. B. 28, an act to repeal the charter of the town of Spencer Mountain Mills, in Gaston County.

H. R. 81, S. R. 43, joint resolution of the Senate and House of Representatives, relative to the election of a United States Senator.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 19, S. B. 150, bill to amend section 2798 of the Revisal of 1905, relative to the compensation of jurors in McDowell County.

Placed on the Calendar.

H. B. 30, S. B. 151, bill to incorporate the Board of Publication of Western North Carolina Conference of the Methodist Episcopal Church, South.

Referred to Committee on Corporations.

H. B. 32, S. B. 152, bill authorizing the Commissioners of Caldwell County to pay the clerk certain fees.

Referred to Committee on Salaries and Fees.

H. B. 44, S. B. 153, bill to prohibit the killing of squirrels in Chowan County.

Referred to Committee on Game Laws.

H. B. 46, S. B. 154, bill for the relief of the Board of Graded-school trustees of the town of Lumberton.

Referred to Committee on Education.

H. B. 55, S. B. 155, bill to prevent persons from hiring horses upon false representations.

Referred to Judiciary Committee.

H. B. 92, S. B. 156, bill to increase the pay of jurors in Iredell County.

Placed on the Calendar.

H. B. 123, S. B. 157, bill to fix boundary lines of special school-tax districts in Stirling's Township, Robeson County.

Referred to Committee on Education.

H. R. 208, S. R. 158, joint resolution in honor of General Lee.

Placed on the Calendar.

H. B. 216, S. B. 162, bill for the relief of Thomas N. Hayes, member-elect to the House of Representatives from Wilkes County.

Placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Nimocks, S. B. 159, bill relating to the management and control of automobiles and other vehicles upon the public roads and highways of Cumberland County.

Referred to Committee on Public Roads.

By Senator Elliott, S. B. 160, bill to appoint a justice of the peace for the county of Catawba.

Referred to Committee on Justices of the Peace.

By Senator Sherrill, S. B. 163, bill to promote the cause of education in Alexander County.

Referred to Committee on Education.

By Senator Empie, S. B. 161, bill to establish the stock law in North Carolina.

Referred to Committee on Propositions and Grievances.

By Senator Spence, S. B. 154, bill to amend chapter 50, sections 2081 and 2089 of the Revisal of 1905, as amended by chapter 47, Public Laws of extra session of 1908, relating to the marriage ceremony.

Referred to Judiciary Committee.

By Senator Gay, S. B. 165, bill to punish public drunkenness.

Referred to Judiciary Committee.

By Senator Gay, bill to amend chapter 850 of the Public Laws of 1907, in reference to separation of races in street cars, etc.

Referred to Committee on Revisal.

By Senator Gay, S. B. 167, bill to amend section 2619 of the Revisal, in reference to servants on trains, etc.

Referred to Committee on Revisal.

By Senator Scott, S. B. 168, bill to appropriate funds for the North Carolina School for the Deaf and Dumb.

Referred to Committee on Institution for the Deaf and Dumb.

By Senator Dockery, S. B. 169, bill to permit guardians to cultivate lands of their wards.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 170, bill to increase the salary of the State Librarian.

Referred to Committee on Salaries and Fees.

By Senator Empie, S. B. 171, bill to prohibit the sale of quail and grouse for a period of two years.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Means, petition of "The Greater Charlotte Club" of Charlotte, N. C., in regard to protection and preservation of the forests of this State.

Referred to Judiciary Committee.

By Senator Barringer, petition that the Legislature pass a resolution allowing the people of the State of North Carolina to vote upon a constitutional amendment changing Article X of the Constitution so as to repeal or modify the real and personal exemption.

Referred to Committee on Constitutional Amendment.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 23, S. B. 130, bill to authorize the Board of Commissioners of Moore County to issue bonds to pay the indebtedness of Carthage Township for the working and maintenance of the public roads of Carthage Township, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West and Wray—40.

S. B. 148, bill to authorize the town of Marshall to issue bonds for the improvement of said town, on its second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West and Wray—40.

On motion of Senator Blow, this bill is re-referred to the Judiciary Committee.

H. R. 208, S. R. 158, joint resolution in honor of General Lee.

The resolution passes its second and third readings and is ordered enrolled.

S. B. 143, bill to authorize the Clerk of the Superior Court of Northampton County to be absent from his office on certain Mondays.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 216, S. B. 162, bill for the relief of Thomas N. Hayes, member-elect to the House of Representatives from Wilkes County.

The bill passes its second and third readings and is ordered enrolled.

H. B. 19, S. B. 150, bill to amend section 2798 of the Revisal of 1905, relative to the compensation of jurors in McDowell County, on second reading.

The bill passes its second and third readings and is ordered enrolled.

H. B. 92, S. B. 156, bill to increase the pay of jurors in Iredell County, on second reading.

The bill passes its second and third readings and is ordered enrolled.

H. B. 10, S. B. 131, bill to amend the charter of the town of Landis, Rowan County, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Jones, Kluttz, Latham, Lockhart, Long of

Iredell, Long of Person, Love, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West and Wray—40.

The bill takes its place on the Calendar.

ADDITIONS TO COMMITTEES.

The President announced the following additions to committees:

*Committee on Military Affairs*—Senator Martin.

*Committee on Manufacturing*—Senator Powell.

On motion of Senator Dockery, the following resolution is adopted:

That two hundred copies of Senate Bill No. 116 be printed for use of the Senate.

SPECIAL ORDER—ELECTION OF UNITED STATES SENATOR.

The election of a United States Senator for the term beginning the 4th day of March, 1909, being the special order for this hour, 12 o'clock, the President declares nominations in order for United States Senator.

Senator Kluttz nominates Hon. Lee S. Overman, of the county of Rowan.

Senator Britt nominates Hon. Spencer B. Adams, of the county of Guilford.

Senator Travis seconds the nomination of Mr. Overman.

Senator Sherrill seconds the nomination of Mr. Adams.

The President appoints Senators Kluttz and Britt to act as tellers on the part of the Senate.

The roll of Senators is called.

The following Senators voted for Mr. Overman: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Travis—36.

The following Senators voted for Mr. Adams: Senators Britt, Lee, McCall, Reynolds, Sherrill, Tilson, Turner, West—8.

Senator Starbuck announces that he is paired with Senator Manning; that if present Senator Manning would vote for Mr. Overman and he (Senator Starbuck) would vote for Mr. Adams.

The tellers make the following report:

REPORT OF TELLERS.

MR. PRESIDENT:—We, the undersigned, tellers on the part of the Senate in the matter of the election of a United States Senator, make the following report:

Lee S. Overman received thirty-six votes.

Spencer B. Adams received eight votes.

WHITEHEAD KLUTTZ,
JAMES J. BRITT,
*Tellers on the part of the Senate.*

On motion of Senator Doughton, the Senate adjourns until 11 o'clock to-morrow.

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## THIRTEENTH DAY.

SENATE CHAMBER, January 20, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Woodall, of Raleigh.

The Committee on Daily Journal reports that they have examined the Journal of yesterday's proceedings, and that they find no corrections to be made in the same, and the same stands approved.

On motion of Senator Means, the privileges of the floor are granted to ex-Lieutenant Governor Charles M. Stedman.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Agriculture:

By Senator Doughton, S. B. 105, bill to drain White Oak Swamp in Bladen County, with favorable report.

Senator Mills asks permission of the Senate to withdraw S. B. 21, bill to repeal chapter 678 of the Public Laws of 1907.

Permission to withdraw the bill is granted.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Burton, S. B. 177, bill to amend section 573 of the Revisal of 1905, relating to the docketing of judgments.

Referred to Judiciary Committee.

By Senator Ray, S. B. 178, bill to amend section 1950 of the Revisal, relating to the legal rate of interest.

Referred to Judiciary Committee.

By Senator Blow, S. B. 179, bill to repeal sections 2767 and 2768 of the Revisal of 1905, and insert other sections in lieu thereof, relating to salaries of solicitors of judicial districts.

Referred to Judiciary Committee.

By Senator Lee, S. B. 180, bill to authorize Special-tax School District, No. 5, in Wilkes County, to levy additional special tax.

Referred to Committee on Education.

By Senator Shaw (by request), S. B. 181, bill to establish and provide for the organization of the county of North Robeson from the territory of Robeson County.

Referred to Committee on Counties, Cities and Towns.

By Senator Dawes, S. B. 182, bill for the establishment of a graded school in Toisnot Township, Wilson County, North Carolina.

Referred to Committee on Education.

By Senator Barham, S. B. 183, bill relating to trial for capital offenses.

Referred to Judiciary Committee.

By Senator Johnson, S. B. 184, bill to appoint certain justices of the peace in Currituck County.

Referred to Committee on Justices of the Peace.

By Senator Turner, S. B. 185, bill to appoint justices of the peace in Grove Township, Harnett County.

Referred to Committee on Justices of the Peace.

By Senator Means, S. B. 186, bill to confer police powers on deputy sheriffs at Kannapolis, in Cabarrus and Rowan counties, and to protect property and preserve the peace of said village.

Referred to Committee on Counties, Cities and Towns.

By Senator Spence, S. B. 187, bill to change the boundary lines of Glenola Special-tax School District.

Referred to Committee on Education.

By Senator Sherrill, S. B. 188, bill to promote the cause of education in McDowell County.

Referred to Committee on Education.

By Senator Empie, S. B. 189, bill to prevent the sale and disposal of timber or crossties caught adrift in the waters of the Cape Fear River in the counties of Brunswick and New Hanover.

Placed on the Calendar.

By Senator Ray, S. B. 190, bill to relieve certain persons who have bought property at improperly advertised sales.

Referred to Judiciary Committee.

By Senator Jones, S. B. 191, bill to authorize the Board of Education of Wake County to borrow money.

Referred to Committee on Education.

By Senator Jones, S. B. 192, bill to relieve the surety of William H. Worth, late State Treasurer, from further liability on account of his bond.

Referred to Judiciary Committee.

By Senator Jones, S. B. 193, bill to amend chapter 674 of the Public Laws of 1907, in relation to pensions of Confederate soldiers.

Referred to Committee on Pensions.

By Senator Jones, S. B. 194, bill to repeal chapter 885 of the Public Laws of 1907, prohibiting fishing in Little River, Wake County.

Referred to Committee on Fish and Fisheries.

By Senator Kluttz, S. R. 195, resolution relative to adjournment of the General Assembly.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 36, S. B. 172, bill to regulate hunting in Anson County.

Referred to Committee on Game Laws.

H. B. 113, S. B. 173, bill to prevent dumping of sawdust into running streams of Nash County.

Referred to Committee on Propositions and Grievances.

H. B. 115, S. B. 174, bill to amend the road law of Bertie County.

Referred to Committee on Public Roads.

H. B. 122, S. B. 175, bill to amend chapter 338, Public Laws of 1905, to reduce number of commissioners of Beaufort County.

Referred to Committee on Counties, Cities and Towns.

H. B. 143, S. B. 176, bill to prevent miners from throwing tailings into Silver Creek and its tributaries, in Burke County.

Referred to Committee on Mining.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Elliott, petition from the citizens of Catawba County, asking for the passage of a resolution allowing the people of the State of North Carolina to vote upon a constitutional amendment to change Article X of the Constitution so as to repeal or modify the real and personal exemption.

Referred to Committee on Constitutional Amendment.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 216, S. B. 162, an act for the relief of Thomas N. Hayes, member-elect to the House of Representatives from Wilkes County.

H. R. 208, S. R. 158, joint resolution for celebration of General Lee's birthday.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 10, S. B. 131, bill to amend the charter of the town of Landis, Rowan County, on its third reading.

The bill passes its third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Love, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, West and Wray—44.

The bill is ordered sent to the House of Representatives.

H. B. 23, S. B. 130, bill to authorize the Board of Commissioners of Moore County to issue bonds to pay the indebtedness of Carthage

Township for the working and maintenance of the public roads of Carthage Township, on third reading.

The bill passed its third reading, ayes 31, noes 9, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Britt, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, Means, McCall, Nimocks, Ormond, Peele, Ray, Scott, Shaw, Sherrill, Spence, West, Wray—31.

Those voting in the negative are: Senators Bassett, Blow, Gay, Martin, Mills, Pharr, Powell, Reynolds, Starbuck—9.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 105, bill to drain White Oak Swamp in Bladen County, upon its second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Turner and West —42.

S. B. 189, bill to prevent the sale or disposal of timber or crossties caught adrift in the waters of Cape Fear in the counties of Brunswick and New Hanover, on second reading.

Senator Hawes offers the following amendment:

Amend by inserting after the word "Brunswick," in line four, the word "Pender."

The amendment is adopted.

The bill, as amended, passes its second and third readings and is ordered engrossed.

S. R. 45, joint resolution for adjournment of the Senate and House of Representatives, on its second reading.

The resolution fails of adoption.

By unanimous consent, Senator Kluttz offers the following resolution:

S. R. 195, joint resolution relative to adjournment of the General Assembly.

The resolution is placed upon its several readings.

Senator Dockery offers the following as a substitute for the resolution:

*Resolved*, That it is the present opinion that a sixty-day session of the Legislature is not necessary, and that the Legislature adjourn on February 15th, or as soon thereafter as the public business will permit.

Senator Blow moves that the substitute be laid on the table.

The motion is adopted.

ADDITIONS TO COMMITTEES.

The President announces the following additions to committees:

*Committee on Agriculture*—Senator Tilson.

*Committee on Institution for the Blind*—Senator Love.

*Committee on Game Laws*—Senator Latham.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

The following message is received from the House of Representatives:

HOUSE OF REPRESENTATIVES, January 20, 1909.

MR. PRESIDENT:—It is ordered that a message be sent to the Senate informing that honorable body that the House of Representatives is ready to receive the Senate. Respectfully, T. G. COBB,

*Principal Clerk.*

JOINT SESSION.

The hour of 12 o'clock having arrived, the Senate, preceded by its officers, proceeds in a body to the Hall of the House of Representatives, where they are received by the members standing.

The President of the Senate, Lieutenant Governor Newland, takes his seat to the right of Mr. Speaker Graham.

The roll of the Senate and of the House of Representatives is called, and the presence of a quorum of each body is ascertained.

At the direction of the President of the Senate, the Clerk of the Senate reads so much of the Journal of the Senate for January 19, 1909, as relates to the election of a United States Senator.

At the direction of the Speaker of the House, the Clerk of the House reads so much of the Journal of the House of Representatives for January 19, 1909, as relates to the election of a United States Senator.

The tellers on the part of the Senate and on the part of the House of Representatives make the following report:

MR. PRESIDENT AND MR. SPEAKER:—We, the undersigned tellers, appointed upon the part of the Senate and House of Representatives to supervise and ascertain the vote cast for a United States Senator to represent North Carolina in the United States Senate for the term beginning on the 4th day of March, 1909, respectfully report that there were cast for Lee S. Overman on the part of the Senate thirty-six votes, and on the part of the House of Representatives ninety-one votes, making a total of one hundred and twenty-seven votes; and there were cast for Spencer B. Adams on the part of the Senate eight votes, and on the part of the House of Representatives twenty-six votes, making a total of thirty-six votes.

Respectfully submitted, WHITEHEAD KLUTTZ,

JAMES J. BRITT,

*Tellers on the part of the Senate;*

ERNEST M. GREEN,

FRANK W. HAWES,

*Tellers on the part of the House.*

The President of the Senate and the Speaker of the House of Representatives make the following declaration of election:

It appearing from the report of the tellers and the Journals of the Senate and House of Representatives of the General Assembly of the State of North Carolina, compared in joint session, that the House composing the General Assembly did, on the 19th day of January, 1909, in conformity with law, proceed to elect a Senator to represent the State of North Carolina in the Senate of the Congress of the United States, for the term commencing on the 4th day of March, 1909, and ending on the 4th day of March, 1915, and it also appearing from said tellers' report, and the Journals aforesaid, that the Honorable Lee S. Overman did, in said election, receive a majority of all the votes in each House of the General Assembly:

*Now, therefore*, we, William C. Newland, Lieutenant Governor and President of the Senate, and A. W. Graham, Speaker of the House of Representatives, do hereby declare that the said Hon. Lee S. Overman is duly elected Senator as aforesaid to represent the State of North Carolina in the Congress of the United States for the term aforesaid.

This January 20, 1909.

W. C. NEWLAND,
*Lieutenant Governor and President of the Senate;*
A. W. GRAHAM,
*Speaker of the House of Representatives.*

Upon motion, the joint Assembly dissolves and the Senate returns to the Chamber.

Upon motion of Senator Lockhart, Senator Manning is granted leave of absence until to-morrow.

Upon motion of Senator Dockery, the Senate adjourns until to-morrow at 11 o'clock.

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## FOURTEENTH DAY.

SENATE CHAMBER, January 21, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Lee, of Wilkes County.

The Committee on the Journal report that they have examined the Journal of yesterday's proceedings and find no corrections to be made in same, and the same stands approved.

On motion of Senator Long, of Person, leave of absence is granted Senator Manning for one day.

On motion of Senator Burton, leave of absence is granted Senator Ormond until Monday.

On motion of Senator Wray, the privileges of the floor are extended to former Senator Reid, of Rockingham County.

On motion of Senator Jones, the privileges of the floor are extended to former Senator John C. Drewry, of Wake.

On motion of Senator Bassett, the privileges of the floor are extended to former Senator W. Stamps Howard, of Edgecombe County.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From Judiciary Committee:

By Senator Barringer, S. B. 32, bill to increase the duties and enlarge the powers of the Attorney-General of North Carolina, with an unfavorable report.

Senators Manning, Nimocks, Holden and Lockhart present a minority report recommending that the bill do pass.

By Senator Blow, S. B. 148, bill to authorize the town of Marshall to issue bonds for the improvement of said town, reporting the bill with an amendment and recommending that the bill, with the amendment, do pass.

From Committee on Salaries and Fees:

By Senator Lee, S. B. 113, bill relating to the fees of county surveyor in Caldwell County, with favorable report.

On motion of Senator Holden, the bill is re-referred to the Committee on Salaries and Fees.

By Senator Burton, S. B. 135, bill to prescribe the fees for register of deeds for Catawba County for registration of building and loan debts of trust, with favorable report.

From Committee on Trustees of the University:

By Senator Spence, S. R. 2, joint resolution of the Senate and House of Representatives consenting that the University of North Carolina be embraced within the benefits of the Carnegie Foundation Fund, with favorable report.

From Committee on Blind Institutions:

By Senator Spence, S. B. 115, bill for the benefit of the State School for the Blind and the Deaf, with favorable report.

From the Judiciary Committee:

By Senator Ormond, S. B. 108, bill to amend section 3241 of the Revisal of 1905 of North Carolina, relating to witnesses before grand juries, with favorable report.

From Committee on Game Laws:

By Senator Spence, S. B. 97, bill to amend section 3481 of the Revisal of 1905, relative to hunting without written permission, with favorable report.

By Senator Spence, S. B. 172, H. B. 36, bill to regulate hunting in Anson County, with favorable report.

By Senator Empie, S. B. 118, bill to amend chapter 40, section 1872, of the Revisal of 1905, in reference to hunting, with favorable report.

By Senator Latham, S. B. 171, bill to prohibit the sale of quail and grouse for a period of two years, with favorable report.

By Senator Lee, S. B. 139, bill to amend section 2482 of the Revisal, relative to fishing in certain streams, with favorable report.

By Senator Empie, S. B. 140, bill to amend chapter 376 of the Public Laws of 1907, relative to hunting wild fowls in Currituck County, with favorable report.

By Senator Empie, S. B. 44, bill to protect squirrels in Sampson County, with favorable report.

By Senator Empie, S. B. 153, bill to prohibit killing of squirrels in Chowan County, with favorable report.

INTRODUCTION OF BILLS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Manning, S. B. 204, bill to promote more efficient municipal government.

Referred to Committee on Counties, Cities and Towns.

By Senator Manning, S. B. 205, bill to repeal section 1305 of the Revisal of 1905 of North Carolina.

Referred to Committee on Revisal.

By Senator Britt, S. B. 206, bill to amend chapter 114 of the Private Laws of 1907, it being an act to amend the charter of the Citizens Trust and Savings Bank of Asheville, North Carolina, and to change the name of said bank.

Referred to Committee on Banking and Currency.

By Senator Bassett, S. B. 207, bill to extend the time to organize the Edgecombe Railway Company and to continue the charter granted it by chapter 136, Private Laws of 1905.

Referred to Committee on Railroads.

By Senator Bassett, S. B. 208, bill to provide for the better protection of earnings of employees of railway corporations and others engaged in interstate business, and to assure to them the benefits of exemption laws of this State relating to personal property.

Referred to Judiciary Committee.

By Senator Jones, S. B. 209, bill to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4.

Referred to Committee on Education.

By Senator Dawes, S. B. 210, bill relating to bills of lading.

Referred to Judiciary Committee.

By Senator Long, of Iredell, S. B. 211, bill prohibiting free services for the issuance of franks for telephone companies engaged in business in the State of North Carolina.

Referred to Committee on Corporation Commission.

By Senator Clark, S. B. 212, bill to allow two years within which to bring actions against telephone companies.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 213, bill to create a new judicial district for the counties of Guilford and Alamance.

Referred to Committee on Judicial Districts.

By Senator Ormond, S. B. 214, bill to establish and provide for the organization of the county of Mosely from the territory of Lenoir, Wayne and Green counties, provided the said proposition be ratified by the voters of said territory.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 189, S. B. 196, bill to appoint justices of the peace in Davidson County.

Referred to Committee on Justices of the Peace.

H. B. 35, S. B. 197, bill to prohibit killing squirrels in Pitt and Wayne counties.

Referred to Committee on Game Laws.

H. B. 112, S. B. 198, bill to amend several sections of the Revisal of 1905, relative to pay of supervisors of roads, commissioners and jurors.

Referred to Committee on Public Roads.

H. B. 67, S. B. 199, bill to amend chapter 83, Private Laws of 1907, authorizing a bond issue in the town of Lenoir.

Referred to Judiciary Committee.

H. B. 21, S. B. 200, bill to regulate the holding of a special election for a special school tax in Peak Creek Township, Ashe County.

Referred to Committee on Education.

H. B. 91, S. B. 201, bill to amend the charter of the city of Kinston.

Placed on the Calendar.

H. B. 149, S. B. 202, bill to regulate the pay of veniremen and jurors in Stanly County.

Referred to Committee on Salaries and Fees.

H. B. 66, S. B. 203, bill for the relief of J. T. Spicer, Charles L. Lewis, R. C. Puckett and C. C. Heggie, commissioners of the town of Stovall, in Granville County.

Referred to Committee on Propositions and Grievances.

THE CALENDAR.

Bills on the Calendar are taken up and disposed of as follows:

S. B. 105, bill to drain White Oak Swamp in Bladen County, on its third reading.

The bill passes third reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Mar-

tin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Turner, Travis, West, Wray—45.

The bill is ordered sent to the House of Representatives.

S. B. 148, bill to authorize the town of Marshall to issue bonds for the improvement of said town, upon its second reading.

The amendment reported by the committee is adopted, and the bill, as amended, passed second reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Powell, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Turner, Travis, West and Wray—45.

S. B. 108, bill to amend section 3241 of the Revisal of North Carolina, relating to witnesses before grand juries, on its second reading.

The substitute reported by the committee is adopted. The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 115, bill for the benefit of the State School for the Blind and the Deaf, on second reading.

On motion of Senator Blow, the bill is referred to the Committee on Appropriations.

S. R. 2, joint resolution of the Senate and House of Representatives, consenting that the University of North Carolina be embraced within the benefits of the Carnegie Foundation Fund.

The resolution passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 135, bill to prescribe the fees for the Register of Deeds of Catawba County for the registration of building and loan debts of trust, on its second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 32, bill to increase the duties and enlarge the powers of the Attorney-General of North Carolina, on second reading.

Upon motion of Senator Manning, consideration of this bill is postponed.

S. B. 153, H. B. 44, bill to prohibit the killing of squirrels in Chowan County, upon second reading.

The bill passes its second reading.

S. B. 140, bill to amend chapter 376 of the Public Laws of 1907, relative to hunting wild fowls in Currituck County.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 44, bill to protect squirrels in Sampson County, on second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 139, bill to amend section 2482 of the Revisal, relative to fishing in certain streams, on second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 171, bill to prohibit the sale of quail and grouse for a period of two years, on second reading.

Upon motion of Senator Ray, the consideration of this bill is deferred until next Tuesday, the 26th inst.

S. B. 118, bill to amend chapter 40, section 1872, of the Revisal, in reference to hunting, upon second reading.

Upon motion of Senator Means, this bill is made a special order for next Wednesday at 11:30 o'clock.

H. B. 36, S. B. 172, bill to regulate hunting in Anson County, on its second reading.

The bill passes its second and third readings and is ordered enrolled.

S. B. 97, bill to amend section 3481 of the Revisal, relative to hunting without permission.

On motion of Senator Powell, the bill is re-referred to Committee on Game Laws.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, returning to the Senate, in compliance with its request on yesterday, S. B. 21, H. B. 100, bill to repeal chapter 678 of the Public Laws of 1907, and, upon motion of Senator Mills, the vote by which this bill passed its third reading in the Senate is reconsidered and Senator Mills offers a substitute for the bill, which is adopted.

The bill passes its third reading and is ordered sent to the House of Representatives.

Upon motion, leave of absence is granted Senator Doughton until Tuesday.

Upon motion of Senator Burton, leave of absence is granted Senators Burton, Spence, Holden, Hawes, Latham, Matthews and Jones, to visit the State Hospital for the Insane at Morganton.

ADDITIONS TO COMMITTEES.

*Committee on Judicial Districts*—Senator Nimocks.

*Committee on Counties, Cities and Towns*—Senator Hankins.

*Committee on Public Roads*—Senator Hankins.

*Committee on Mining*—Senators Pharr, Bassett, and Long of Iredell.

ENROLLED BILLS.

Senator Hawes, from Committee on Enrolled Bills, reports the following bills properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 19, S. B. 150, an act to amend section 2798 of the Revisal of 1905, relative to the compensation of jurors in McDowell County.

H. B. 92, S. B. 156, an act to amend section 2798 of the Revisal of 1905, relative to the pay of jurors in Iredell County.

H. B. 146, S. B. 57, an act to amend chapter 340 of the Public Laws of 1903, and chapter 263 of the Public Laws of 1907, relating to schools.

H. B. 23, S. B. 130, an act to authorize the Board of Commissioners of Moore County to issue bonds to pay the indebtedness of Carthage Township for the working and maintenance of the public roads of Carthage Township.

H. B. 10, S. B. 131, an act to amend the charter of the town of Landis, Rowan County, chapter 245, Private Laws of 1901.

On motion of Senator Blow, the Senate adjourns until to-morrow at 11 o'clock.

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## FIFTEENTH DAY.

SENATE CHAMBER, January 22, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Lay, of St. Mary's School, this city.

The Committee on Daily Journal reports no correction in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

From Committee on Counties, Cities and Towns:

By Senator Bassett, S. B. 186: The committee asks to be discharged from further consideration of this bill, "to confer police powers on deputy sheriffs at Kannapolis, in Cabarrus and Rowan counties, and to protect property and preserve the peace of said village."

On motion of Senator Means, the bill is placed on the Calendar.

By Senator Bassett, S. B. 59, bill to pave the sidewalk in front of the county courthouse on Main Street, in the town of Hendersonville, with favorable report.

By Senator Bassett, S. B. 81, H. B. 14, bill repealing chapter 849, Public Laws of 1907, relating to Melville and Haw River townships line, in Alamance County, with favorable report.

S. B. 125, by Senator Bassett, bill to amend the charter of the town of Hendersonville, N. C., with favorable report.

By Senator Bassett, S. B. 49, bill to amend chapter 115 of the Public Laws of 1899, relating to the town of Greenville, with favorable report.

By Senator Bassett, S. B. 66, bill to prohibit the payment of witness fees to salaried officers of the county and city of Durham in criminal cases, with unfavorable report.

By Senator Ray, bill to authorize the commissioners of Rutherford County to levy a special tax for bridge purposes, with favorable report.

By Senator Pharr, H. B. 58, S. B. 119, bill to permit the Beaufort Land and Improvement Company and others to extend Turner Street, in the town of Beaufort, Carteret County, with favorable report.

By Senator Pharr, H. B. 122, S. B. 175, bill to amend chapter 338 of the Public Laws of 1905, to reduce the number of the Board of Commissioners of Beaufort County, with favorable report.

By Senator Pharr, H. B. 30, S. B. 151, bill to incorporate the Board of Publication of the Western North Carolina Conference of the Methodist Episcopal Church, South, with favorable report.

From Committee on Railroads:

By Senator Mills, S. B. 88, bill to incoporate the Pee Dee Valley Railway Company, with favorable report.

From Committee on Justices of the Peace:

By Senator Scott, S. B. 196, bill to appoint justices of the peace in Davidson County, with favorable report.

From Committee on Engrossed Bills:

By Senator Barham, S. B. 189, bill to prevent the sale or disposal of timber or crossties caught adrift in the waters of Cape Fear River, in the counties of Brunswick, New Hanover and Pender.

The committee reports this bill correctly engrossed and it is ordered sent to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 117, S. B. 215, bill to amend the charter of the town of Crouse, Lincoln County.

Referred to Committee on Counties, Cities and Towns.

H. B. 192, S. B. 216, bill relating to the labor of convicts on the county farm of Warren County.

Referred to Committee on Penal Institutions.

H. B. 230, S. B. 217, bill to repeal chapter 202, Public Laws of 1907, relating to the fees of the officials of Johnston County.

Referred to Committee on Salaries and Fees.

H. B. 243, S. B. 218, bill to amend section 1283, chapter 22 of the Revisal of 1905, relative to the liability of counties in criminal actions.

Referred to Committee on Revisal.

H. R. 222, S. R. 219, resolution to pay the expenses of Dr. Bolton and Dr. J. R. Gordon to tuberculosis convention at Charlotte.

Placed on the Calendar.

H. B. 130, S. B. 220, bill to pay the jurors in the county of Swain.

Referred to Committee on Counties, Cities and Towns.

H. B. 126, S. B. 221, bill to amend chapter 25, section 1389, Revisal of 1905, in regard to Finance Committee.

Referred to Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Hankins, S. R. 223, joint resolution to provide more convenient postoffice accommodations for the General Assembly.

Referred to Committee on Public Buildings and Grounds.

By Senator Barringer, S. B. 224, bill relating to the privileges of persons owning mileage-books.

Referred to Committee on Railroads.

By Senator West, S. B. 225, bill to amend chapter 210 of the Public Laws of 1905, concerning the election of the Highway Commission of Valley Town Township, Cherokee County.

Referred to Committee on Public Roads.

By Senator Ormond, S. B. 222, bill to place solicitors of the Superior Court on salaries, and to fix the amount of same.

Referred to Judiciary Committee.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Kluttz, petition of the Salisbury and Spencer Fire departments for the passage of the Firemen's Relief Fund bill.

Referred to Committee on Insurance.

By Senator Hankins, a memorial to the General Assembly of North Carolina in regard to the North Carolina Library Association, relative to the erection of a fireproof State Library building.

Referred to Committee on Public Buildings and Grounds.

By Senator Hankins, a memorial to the General Assembly of North Carolina in behalf of the North Carolina Society of the Daughters of the Revolution, relative to the erection of a fireproof State Library building.

Referred to Committee on Public Buildings and Grounds.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 145, bill to incorporate Cowee High School in Macon County.

Permission is given Senator West to withdraw this bill.

S. B. 148, bill to authorize the town of Marshall to issue bonds for the improvement of said town, upon third reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Elliott, Gay, Godwin, Hankins, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Martin, Means,

Mills, McCall, Nimocks, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson, Turner, Travis, West, Wray—36.

H. B. 91, S. B. 201, bill to amend the charter of the city of Kinston, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Elliott, Gay, Godwin, Hankins, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Martin, Means, Mills, McCall, Nimocks, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson, Turner, Travis, West, Wray—36.

S. B. 110, bill to authorize the Commissioners of Rutherford County to levy a special tax for bridge purposes, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Elliott, Gay, Godwin, Hankins, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Martin, Means, Mills, McCall, Nimocks, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson, Turner, Travis, West, Wray—36.

H. B. 44, S. B. 153, bill to prohibit the killing of squirrels in Chowan County, on its third reading.

The bill passes its third reading and is ordered enrolled.

S. B. 88, bill to incorporate the Pee Dee Valley Railway Company, upon its second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Elliott, Gay, Godwin, Hankins, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Martin, Means, Mills, McCall, Nimocks, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Starbuck, Tilson, Turner, Travis, West, Wray—36.

H. R. 222, S. R. 219, resolution to pay the expenses of Dr. Bolton and Dr. Gordon to the tuberculosis convention at Charlotte, on second reading.

The resolution passes its second and third readings and is ordered enrolled.

S. B. 59, bill to pave the sidewalks in front of the county courthouse on Main Street, in the town of Hendersonville, on second reading.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

H. B. 14, S. B. 81, bill to repeal chapter 849, Public Laws of 1907, relating to the Melville and Haw River townships line, in Alamance County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 186, bill to confer police powers on deputy sheriffs at Kannapolis, in Cabarrus and Rowan counties, and to protect property and preserve the peace in said village, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 125, bill to amend the charter of the town of Hendersonville, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 49, bill to amend chapter 115 of the Public Laws of 1899, relating to the town of Greenville, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 30, S. B. 151, bill to incorporate the Board of Publication of Western North Carolina Conference of the Methodist Episcopal Church, South, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 189, S. B. 196, bill to appoint justices of the peace in Davidson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 122, S. B. 175, bill to amend chapter 338 of the Public Laws of 1905, to reduce the number of commissioners of Beaufort County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 58, S. B. 119, bill to permit the Beaufort Land and Improvement Company and others to extend Turner Street, in the town of Beaufort, Carteret County.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Dawes, the privileges of the floor are extended to former Senator W. E. Daniel, of Halifax County.

On motion of Senator Pharr, the privileges of the floor are extended former Senators McLean, of Robeson, and Reid, of Rockingham.

On motion of Senator Godwin, leave of absence is granted Senator Travis.

On motion of Senator Pharr, leave of absence is granted Senator Scott and to Senators Kluttz and Means until Monday.

On motion of Senator Means, leave of absence is granted Senator Barringer until Monday.

On motion of Senator Reynolds, leave of absence is granted Senator Turner until Monday.

On motion of Senator Hankins, leave of absence is granted Senator Lockhart until Monday.

On motion of Senator Mills, leave of absence is granted Senator Empie until Tuesday.

On motion of Senator Nimocks, leave of absence is granted Senator Doughton until Monday.

On motion of Senator Dawes, leave of absence is granted Senator Long of Person until Monday.

Upon motion of Senator Long of Person, leave of absence is granted Senator Dawes until Monday.

On motion of Senator West, leave of absence is granted Senator Britt until Monday.

Upon motion of Senator Clark, leave of absence is granted Senator Martin until Wednesday.

Upon motion of Senator Dockery, leave of absence is granted Senator Long until Monday.

Upon motion of Senator Peele, leave of absence is granted Senator Starbuck until Monday.

Senator Elliott moves that the Senate adjourn until Monday morning at 11 o'clock.

The motion fails of adoption.

On motion of Senator Mills, the Senate adjourns until to-morrow at 11 o'clock.

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## SIXTEENTH DAY.

SENATE CHAMBER, January 23, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. White, of this city.

The Committee on Daily Journal report that they have examined the Journal of yesterday's proceedings and find no corrections to be made in the same.

Senator Wray suggests that it appears a majority of Senators is not present, and moves that the roll of Senators be called to ascertain if a quorum is present.

The roll is called and the following Senators answer to their names: Senators Barham, Bassett, Blow, Clark, Elliott, Gay, Godwin, Hankins, Johnson, Jones, Lee, Love, Martin, Mills, McCall, Nimocks, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Tilson, West and Wray—25.

The President announces that a quorum is not present.

Senator Barham moves to adjourn until Monday at 11 o'clock.

The motion fails of adoption.

On motion of Senator Blow, the Sergeant at Arms is instructed to bring in any absent Senators that can be found in the city.

The Sergeant at Arms reports that no Senators are to be found in the city.

On motion of Senator Blow, the Senate adjourns to meet at 11 o'clock on Monday, in accordance with Rule No. 51 of the Senate.

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## SEVENTEENTH DAY.

SENATE CHAMBER, January 25, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Means.

The Committee on Daily Journal report that they have examined the Journal of Saturday's proceedings and find no correction to be made in the same, and it stands approved.

REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

From Judiciary Committee:

By Senator Pharr, S. B. 40, bill to amend section 1409 of the Revisal of 1905, relating to the election of justices of the peace, an amendment by the committee.

By Senator Bassett, S. B. 138, bill to provide for compensation for holding special terms of court, with favorable report.

Senator Clark, by request, presents the report of the committee appointed by the Legislature of 1907 to examine, audit and investigate and report the condition of the offices of the State Treasurer and State Auditor and the Insurance Department of North Carolina.

Senator Blow offers the following resolution:

*Resolved*, That the report of the committee appointed to examine the accounts of the State officers be received, and that the same be referred to a special committee of five to be appointed by the President of the Senate.

The resolution was adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Martin, S. B. 252, bill to validate the acts of W. B. Hodges, a justice of the peace for the county of Martin.

Referred to Committee on Judiciary.

By Senator West, S. B. 253, bill to encourage education in Cowee High School, in Macon County.

Referred to Committee on Education.

By Senator Starbuck, S. B. 254, bill to amend chapter 47 of the Private Acts of 1874, to incorporate the members of the Congregation of United Brethren of the town of Salem.

Referred to Committee on Education.

By Senator Elliott, S. B. 255, bill to amend section 3382 of chapter 81 of the Revisal of 1905, relating to obstructing streams in Catawba County.

Referred to Committee on Counties, Cities and Towns.

By Senator Elliott, S. B. 256, bill to amend the charter of Claremont College, at Hickory.

Referred to Committee on Corporations.

By Senator Elliott, S. B. 257, bill to amend section 3733 of the Revisal of 1905, relative to drunkenness in Catawba County.

Referred to Committee on Revisal.

By Senator Elliott, S. B. 258, bill requiring the clerks of the Superior Courts of the State to make report to the Attorney-General.

Referred to Judiciary Committee.

By Senator West, S. B. 259, bill to authorize the County Commis-

sioners of Macon County to donate or lease a certain plat of ground to establish a Confederate monument thereon.

Referred to Committee on Counties, Cities and Towns.

By Senator Blow, S. B. 260, bill to provide for the equipment and maintenance of the Eastern Carolina Teacher-training School.

Referred to Committee on Education.

By Senator Dockery, S. B. 261, bill to amend the charter of the Carolina College.

Referred to Committee on Corporations.

By Senator Jones, S. B. 262, bill to amend chapter 830 of Public Laws of 1907, relating to salaries of night watchmen of the Capitol police.

Referred to Committee on Salaries and Fees.

By Senator Pharr, S. B. 263, bill to amend section 3427 of the Revisal of 1905, relative to uttering forged papers.

Referred to Judiciary Committee.

By Senator Pharr, S. B. 264, bill to amend section 1046, chapter 18 of the Revisal of 1905, as to register of deeds.

Referred to Judiciary Committee.

By Senator Pharr, S. B. 265, bill to amend section 4 of chapter 73 of the Private Laws of 1869-'70, being an act to incorporate the Masonic Temple Association of the city of Charlotte.

Referred to Committee on Corporations.

By Senator Hankins, S. B. 266, bill to amend section 3817 of the Revisal of 1905, relating to the sale of dynamite.

Referred to Committee on Revisal.

By Senator Hankins, S. B. 267, bill to drain lands in Hunt's Fork and Hank's Branch, in Davidson County.

Referred to Committee on Counties, Cities and Towns.

On motion of Senator Fry, the privileges of the floor are extended Prof. R. L. Madison, of Jackson County, president of the Cullowhee Normal and Industrial College.

On motion of Senator Dockery, leave of absence is granted to Senator Nimocks.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. R. 304, S. R. 226, joint resolution to provide lights in the corridor and rotunda of the Capitol.

Referred to Committee on Public Buildings and Grounds.

H. R. 256, S. R. 227, resolution of thanks to the president and student-body of the University of North Carolina.

Placed on the Calendar.

H. R. 253, S. R. 228, resolution to print five hundred copies of the memorial of North Carolina Library Association.

Referred to Committee on Library.

H. B. 198, S. B. 229, bill to amend chapter 82 of the Public Laws of extra session of 1908, relative to pound or dutch nets in Scuppernong River.

Referred to Committee on Fish and Fisheries.

H. B. 185, S. B. 230, bill to authorize Buncombe County to fund its floating indebtedness.

Referred to Committee on Counties, Cities and Towns.

H. B. 153, S. B. 231, bill to amend section 1661 of the Revisal of 1905, relative to regulating fences in Tyrrell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 139, S. B. 232, bill to correct the calls of Land Grant, No. 347, in Caldwell County.

Referred to Judiciary Committee.

H. B. 125, S. B. 233, bill amending section 5313, chapter 113 of the Revisal of 1905, in reference to State boundaries.

Referred to Judiciary Committee.

H. B. 116, S. B. 234, bill to make additional commissioners for the towns or villages of Snow Hill, in Green County.

Referred to Committee on Counties, Cities and Towns.

H. B. 20, S. B. 235, bill to amend section 3773 of the Revisal of 1905, in relation to bridges in Wayne County.

Referred to Committee on Counties, Cities and Towns.

H. B. 233, S. B. 236, bill to establish a stock law in Moore County.

Referred to Committee on Counties, Cities and Towns.

H. B. 17, S. B. 237, bill to appoint justices of the peace for Wilkes County.

Referred to Committee on Justices of the Peace.

H. B. 47, S. B. 238, bill to appoint justices of the peace in Duplin County.

Referred to Committee on Justices of the Peace.

H. B. 49, S. B. 239, bill to provide a better system for working and maintaining the public roads in Macon County.

Referred to Committee on Public Roads.

H. B. 57, S. B. 240, bill to amend section 2040 of the Revisal of 1905, making tugboats and other boats liable for supplies furnished them in their home ports.

Referred to Judiciary Committee.

H. B. 96, S. B. 241, bill to amend chapter 612 of the Public Laws of 1907, relating to the control and management of automobiles and other vehicles, making same apply to Anson County.

Placed on the Calendar.

H. B. 111, S. B. 242, bill to amend sections 1289 of the Revisal of 1905, relating to the fees of witnesses in Wilkes County.

Referred to Committee on Salaries and Fees.

H. B. 120, S. B. 243, bill to validate the election of certain justices of the peace of Alleghany County.

Referred to Judiciary Committee.

H. B. 131, S. B. 244, bill to amend section 2721 of the Revisal of 1905, relative to road law.

Referred to Committee on Public Roads.

H. B. 151, S. B. 245, bill to amend the charter of the town of Granite Falls, in Caldwell County, being chapter 323, Private Laws of 1899.

Referred to Committee on Counties, Cities and Towns.

H. B. 152, S. B. 246, bill to amend section 1506 of the Acts of 1905, relating to time of holding courts in Tyrrell County.

Referred to Committee on Judicial Districts.

H. B. 154, S. B. 247, bill to amend the charter of the town of Wilson.

Referred to Committee on Counties, Cities and Towns.

H. B. 166, S. B. 248, bill to secure the free passage of fish in Hiawassee River, in Clay County.

Referred to Committee on Fish and Fisheries.

H. B. 168, S. B. 249, bill to permit guardians to cultivate lands of their wards.

Referred to Committee on Revisal.

H. B. 249, S. B. 250, bill to amend section 1661 of the Revisal of 1905, pertaining to fences in Sampson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 251, S. B. 251, bill to regulate fishing in Watauga County.

Referred to Committee on Fish and Fisheries.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 88, bill to incorporate the Pee Dee Valley Railway Company, on its third reading.

The bill passes its third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Jones, Kluttz, Lee, Lockhart, Love, Matthews, Means, Mills, McCall, Ormond, Peele, Pharr, Powell, Starbuck, West, Wray—30.

The bill is ordered sent to the House of Representatives.

H. B. 91, S. B. 201, bill to amend the charter of the city of Kinston, on third reading.

The bill passes its third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Jones, Kluttz, Lee, Lockhart, Love, Matthews, Means, Mills, McCall, Ormond, Peele, Pharr, Powell, Starbuck, West, Wray—30.

The bill is ordered enrolled.

S. B. 110, bill to authorize the commissioners of Rutherford County to levy a special tax for bridge purposes, on third reading.

Senator Mills offers the following amendment:

Amend section one by inserting after the words "for the purpose of building bridges in Rutherford County," "and paying for bridges already constructed or contracted for."

The amendment was adopted.

The bill, as amended, passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Jones, Kluttz, Lee, Lockhart, Love, Matthews, Means, Mills, McCall, Ormond, Peele, Pharr, Powell, Starbuck, West, Wray—30.

The bill is ordered sent to the House of Representatives.

S. B. 40, bill to amend section 1409 of the Revisal of 1905, relating to the election of justices of the peace, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended by the committee, passes its second and third readings and is ordered engrossed.

H. R. 256, S. R. 227, resolution of thanks to the president and student-body of the University of North Carolina, on second reading.

The resolution passes its second and third readings and is ordered enrolled.

S. B. 210, bill relating to bills of lading.

On motion of Senator Pharr, two hundred copies of this bill are ordered to be printed.

S. B. 217, H. B. 230, bill to repeal chapter 202 of Public Laws of North Carolina, relating to fees of officials of Johnston County.

The bill is withdrawn from Committee on Salaries and Fees, at request of Senator Jones, and is placed on its readings.

The bill passes its second and third readings and is ordered enrolled.

Upon motion of Senator Dockery, the Senate adjourns until tomorrow at 11 o'clock.

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## EIGHTEENTH DAY.

SENATE CHAMBER, January 26, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond.

The Committee on Daily Journal reports that the Journal of yesterday is correct, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

From Committee on Education:

By Senator Dockery, S. B. 55, bill to permit Wakelon Graded and High-school District, in Wake County, to vote $10,000 of bonds, with favorable report.

By Senator Ormond, S. B. 191, bill to authorize the Board of Education of Wake County to borrow money, with favorable report.

By Senator Kluttz, H. B. 46, S. B. 154, bill to be entitled An act for the relief of the Board of Graded-school Trustees of the town of Lumberton, with favorable report.

By Senator Blow, S. B. 182, bill to establish a graded school in Toisnot Township, Wilson County, with favorable report.

H. B. 123, S. B. 157, bill to fix the boundary lines of special-school districts in Sterling Township, Robeson County, with favorable report.

From Judiciary Committee:

By Senator Ormond, S. B. 177, bill to amend section 573 of the Revisal of 1905, relating to the docketing of judgments, with favorable report.

By Senator Lockhart, H. B. 93, S. B. 129, bill to allow the commissioners of Mooresville to issue bonds without resubmitting the question to a vote of the people of said town, with favorable report.

By Senator Lockhart, S. B. 137, bill to expedite the trial of civil cases in the Superior Courts of this State, with unfavorable report.

By Senator Barringer, S. B. 65, bill to appoint Fred C. Fisher a justice of the peace in and for the county of Swain with the right to practice law, with favorable report.

By Senator Barringer, S. B. 258, bill requiring the clerks of the Superior Courts of the State to make reports to the Attorney-General, with favorable report.

By Senator Fry, S. B. 75, bill to authorize and direct the Treasurer and Sheriff of Swain County to pay the claims issued by the Board of Commissioners of Swain County according to the date of their issue, with favorable report.

By Senator Manning, S. B. 95, bill to establish a special criminal court in the city of Durham and in Durham Township, and to prescribe the jurisdiction thereof, with favorable report.

By Senator Pharr, H. B. 263, bill to amend section 3427 of the Revisal of 1905 of North Carolina, relative to uttering forged paper, with favorable report.

By Senator Pharr, S. B. 264, bill to amend section 1046, chapter 18 of the Revisal of North Carolina, as to the register of deeds, with favorable report.

By Senator Pharr, S. B. 48, bill to facilitate settlements by executors and administrators, with unfavorable report.

By Senator Pharr, H. B. 107, S. B. 128, bill amending section 2021 of the Revisal of North Carolina of 1905, relative to laborers' and mechanics' liens, with favorable report.

By Senator Blow, S. B. 51, bill to give attorneys a lien on their clients' cause of action and on a judgment rendered thereon, with unfavorable report.

By Senator Means, S. B. 192, bill to relieve the surety of the late William H. Worth, late State Treasurer, from further liability on account of his bond, with favorable report.

By Senator Means, H. B. 120, S. B. 243, bill to validate the election of certain justices of the peace in Alleghany County, with favorable report.

From Committee on Justices of the Peace:

By Senator Scott, H. B. 47, S. B. 238, bill to appoint justices of the peace in Duplin County, with favorable report.

From Committee on Public Roads:

By Senator Mills, H. B. 112, S. B. 198, bill to amend several sections of the Revisal of 1905, relative to the pay of supervisors of roads, commissioners and jurors, with favorable report.

By Senator Mills, S. B. 90, bill relating to the road law of Thomasville Township, Davidson County, with favorable report.

By Senator Mills, H. B. 115, S. B. 174, bill to amend the road law of Bertie County, with favorable report.

By Senator Mills, S. R. 142, resolution relating to government appropriation for roads. The committee report this bill "without prejudice."

From Committee on Engrossed Bills:

By Senator Barham, S. B. 40, an act to amend section 1409 of the Revisal of 1905, relating to the election of justices of the peace.

The committee report the bill as properly engrossed and it is ordered sent to the House of Representatives.

MESSAGE FROM THE GOVERNOR.

A message is received and read from his Excellency, Governor W. W. Kitchin, transmitting report and recommendations of the Insurance Commissioner.

The message and report are referred to the Committee on Insurance.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives requesting the return of H. B. 185, bill to authorize Buncombe County to fund its floating indebtedness.

The bill is ordered returned.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 147, S. B. 268, bill to regulate the pay of jurors in Duplin County.

Referred to Committee on Salaries and Fees.

H. B. 298, S. B. 269, bill to empower commissioners of Richmond County to hire convicts to commissioners of adjacent counties.

Placed on the Calendar.

H. B. 220, S. B. 270, bill to incorporate the trustees of the Atlantic Mission Conference of Methodist Episcopal Church.

Referred to Committee on Corporations.

H. B. 114, S. B. 271, bill for the relief of prisoners awaiting trial in Bertie County, allowing them to work the roads.

Referred to Judiciary Committee.

H. B. 26, S. B. 272, bill to amend section 2001 of the Revisal of 1905, relating to tenants in Bertie County.

Referred to Committee on Propositions and Grievances.

H. B. 181, S. B. 273, bill to authorize the town of Marshall to issue bonds for the improvement of said town.

Referred to Judiciary Committee.

H. R. 4, S. R. 277, resolution of sympathy to Italy.

Placed on the Calendar.

Substitute H. B. 22, S. B. 278, bill to control and regulate the management of automobiles and other vehicles in various counties.

Referred to Committee on Public Roads.

Substitute H. B. 205, S. B. 101, bill to amend section 2028 of the Revisal, relating to time of filing notice of lien.

Placed on the Calendar.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 203, S. B. 71, an act to amend chapter 29 of the Public Laws of the State of North Carolina, extra session 1908, relating to the public schools of Raleigh Township.

H. B. 30, S. B. 151, an act to incorporate the Board of Publication of the Western North Carolina Conference Methodist Episcopal Church, South.

H. B. 122, S. B. 175, an act to amend chapter 338 of the Public Laws of 1905.

H. B. 44, S. B. 153, an act to prohibit the killing of squirrels in Chowan County.

H. B. 173, S. B. 86, an act relating to surveyors' fees when giving testimony.

H. B. 200, S. B. 5, an act to amend section 1207 of the Revisal of 1905, relative to dissolution of a corporation.

H. B. 58, S. B. 119, an act to permit the Beaufort Land and Improvement Company and others to extend Turner Street, to build a road or bridge across Town Creek, Carteret County, North Carolina, beginning at the foot of Turner Street on said Town Creek, in the town of Beaufort, and extending across said Town Creek.

H. B. 189, S. B. 196, an act to appoint W. L. Delap, T. A. Gabble, and J. S. Hege justices of the peace of Reedy Creek Township, Davidson County.

H. B. 14, S. B. 81, an act repealing chapter 849, Public Laws of

1907, relating to Melville and Haw River townships line, in Alamance County.

H. B. 201, S. B. 31, an act to amend subsection 15 of section 1318, Volume I, Revisal of 1905 of North Carolina, relating to the powers and duties of county commissioners.

H. B. 36, S. B. 172, an act to regulate hunting in Anson County.

H. R. 222, S. R. 219, resolution to pay expenses of Dr. Bolton and Dr. J. R. Gordon to tuberculosis convention at Charlotte.

H. B. 100, S. B. 21, an act to repeal chapter 678 of the Public Laws of 1907.

H. B. 71, S. B. 25, an act to repeal section 5, chapter 784 of the Public Laws of 1903.

H. B. 255, S. B. 143, an act to authorize the Clerk of the Superior Court of Northampton County to be absent from his office on certain Mondays.

H. B. 41, S. B. 18, an act to amend section 2776 of the Revisal of 1905, relative to fees for registering short-form mortgages, and to re-enact chapter 17 of the Public Laws of North Carolina, session of 1899, in so far as it affected Wayne County.

H. B. 230, S. B. 217, an act to repeal chapter 202 of the Public Laws of 1907, relating to the fees of the officials of Johnston County.

H. R. 256, S. R. 227, resolution of thanks to the president and student-body of the University of North Carolina.

ANNOUNCEMENT OF COMMITTEES.

The President announces the appointment of Senators Mills, Long of Person, Travis, Scott and Lee as special committee provided for in resolution adopted by the Senate to consider the report of the Legislative Committee of 1907 upon their examination of the accounts of the State officers.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Reynolds, S. B. 274, bill to amend section 3042 of the Revisal of 1905, relative to tobacco warehouse charges.

Referred to Committee on Propositions and Grievances.

By Senator Manning, S. B. 275, bill to protect certain owners of real estate in rural graded-school districts.

Referred to Committee on Education.

By Senator Bassett, S. B. 276, bill to amend chapter 236, Private Laws of 1905, so as to change the corporate limits of the town of Tarboro and to redistrict the same, and to repeal charters of Farrar, Runnymede and West Tarboro.

Referred to Committee on Counties, Cities and Towns.

By Senator Clark, S. B. 279, bill relating to fees of officers in certain cases, to apply to Bladen County.

Referred to Committee on Salaries and Fees.

By Senator Dockery, S. B. 280, bill giving the people power to name candidates for office.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 281, bill to appoint justices of the peace for Guilford County.

Referred to Committee on Justices of the Peace.

By Senator Dockery, S. B. 282, bill requiring that railroad engines doing duty on main lines be equipped with standard electric headlight.

Referred to Committee on Railroads.

By Senator Scott, S. B. 283, bill to amend section 1652 of the Revisal of 1905.

Referred to Judiciary Committee.

By Senator Nimocks, S. B. 284, bill to authorize the boards of commissioners of the several counties of the State to increase the pension of Confederate soldiers and the widows of such, and to authorize said boards to levy a special tax therefor.

Referred to Committee on Pensions.

By Senator Kluttz, S. B. 285, bill to prohibit the sending out of public documents with the compliments of officers of the State.

Referred to Committee on Propositions and Grievances.

By Senator Hankins, S. B. 286, bill to amend chapter 831 of the Public Laws of 1907, creating a Firemen's Relief Fund.

Referred to Committee on Insurance.

By Senator Dockery, S. B. 287, bill permitting the Commissioners of Richmond County to donate lands for the purpose of erecting a Confederate monument thereon.

Referred to Committee on Counties, Cities and Towns.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 182, bill for the establishment of a graded school in Toisnot Township, Wilson County, upon second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Love, Manning, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Turner, Travis, West, Wray—43.

S. B. 191, bill to authorize the Board of Education of Wake County to borrow money, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Elliott, Empie,

Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Love, Manning, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Turner, Travis, West, Wray—43.

H. B. 93, S. B. 129, bill to allow the commissioners of the town of Mooresville to issue bonds without resubmitting the question to a vote of the people of said town, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Love, Manning, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Turner, Travis, West, Wray—43.

S. B. 55, bill to permit Wakelon Graded and High-school District, in Wake County, to vote $10,000 of bonds, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Love, Manning, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Turner, Travis, West, Wray—43.

SPECIAL ORDER.

It being a special order for this hour, the President lays before the Senate S. B. 171, bill to prohibit the sale of quail and grouse for a period of two years, on its second reading.

Senator Ray (at request of Senator Long of Iredell) offers a substitute for the bill.

The substitute offered fails of adoption.

Senator Burton offers the following amendment:

Amend by adding, at end of section one, the following: "That it shall be unlawful for any person except the owner or lessee of the land to kill more than fifty quail in any one year."

Senator Ormond offers the following amendment:

Amend by adding after the word "barter," in line two of section one, the words "or take or send out of the State."

Senator Godwin offers the following amendment:

Amend by adding the following section:

Section —. That no quail, partridges or mountain grouse shall be killed or captured within the State of North Carolina for a period of two years.

Senator Spence offers the following amendment:

Amend the amendment of the Senator from Gates by striking out the word "two" and by inserting in lieu thereof the word "one."

Senator Mills offers the following amendment:

That no person shall kill more than fifteen birds in any one day.

Senator Godwin offers the following amendment:

That it shall be a misdemeanor, punishable by fine of twenty-five dollars or imprisonment in the county jail for twenty days, if any non-resident hunters shall kill or capture any quail in North Carolina for a period of two years.

On motion of Senator Nimocks, the further consideration of the bill and the amendments is made a special order for to-morrow at 12 o'clock.

On motion of Senator Nimocks, leave of absence is granted to Senator Shaw until Wednesday.

On motion of Senator Nimocks, the Senate adjourns until to-morrow at 11 o'clock.

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## NINETEENTH DAY.

SENATE CHAMBER, January 27, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. F. M. Shamburger, of this city.

The Committee on Daily Journal report that the Journal of yesterday's proceedings is correct, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From Committee on Propositions and Grievances:

By Senator Britt, S. B. 141, bill to punish public drunkenness in Northampton County, with favorable report.

By Senator Ormond, S. B. 69, bill to provide for the appointment of inspectors of meters in certain counties of North Carolina. The committee reports a substitute for this bill.

By Senator Shaw, S. B. 203, H. B. 66, bill for the relief of J. T. Spicer, Charles L. Lewis, R. C. Puckett and C. C. Heggie, commissioners of the town of Stovall, in Granville County, with favorable report.

By Senator Spence, H. B. 108, S. B. 127, bill to prevent the depredations of turkeys and geese in Jackson and Swain counties, with favorable report.

By Senator Kluttz, bill to prohibit the sending of public documents "with the compliments" of the officers of the State. The committee report this bill without prejudice.

By Senator Gay, H. B. 26, S. B. 272, bill to amend section 2001 of the Revisal of 1905, relating to tenants in Bertie County.

By Senator Sherrill, S. B. 79, bill to prevent the dumping of sawdust in the streams of Macon County, with favorable report.

By Senator Britt, H. B. 113, S. B. 173, bill to prevent dumping of sawdust in the running streams of Nash County, with favorable report.

From Committee on Counties, Cities and Towns:

By Senator Peele, H. B. 233, S. B. 236, bill to establish a stock law in Moore County, with favorable report.

By Senator Peele, S. B. 36, bill to locate the extension of West Center Street, in the town of Pikeville, and to authorize the commissioners of said town to lay out and open up said street, with favorable report.

By Senator Bassett, S. B. 146, bill to place the public officers of Henderson County on salaries and to regulate the use and management of the courthouse, with favorable report.

By Senator Ray, S. B. 94, bill to authorize the County Commissioners of Macon County to establish a chaingang, with favorable report.

By Senator Kluttz, S. B. 102, bill to amend the charter of the city of Greensboro, with favorable report.

From Committee on Justices of the Peace:

By Senator Scott, S. B. 120, H. B. 127, bill to appoint two justices of the peace for Gates County, with favorable report.

From Committee on Corporations:

By Senator Pharr, S. B. 87, bill to incorporate the Union Power and Transportation Company, with favorable report.

By Senator Pharr, S. B. 265, bill to amend section 4, chapter 73 of the Private Laws of North Carolina, session 1869-'70, being an act to incorporate the Masonic Temple Association of the city of Charlotte, with favorable report.

By Senator Pharr, S. B. 261, bill to amend the charter of the Carolina College, with favorable report.

By Senator Pharr, S. B. 256, bill to amend the charter of Claremont College, at Hickory, with favorable report.

By Senator Blow, S. B. 254, bill to amend chapter 47 of the Private Laws of 1874, entitled An act to incorporate the members of the Congregation of the United Brethren of the town of Salem, with favorable report.

By Senator Ray, S. B. 270, H. B. 220, bill to incorporate the trustees of the Atlantic Mission Conference of the Methodist Episcopal Church, South, with favorable report.

From Committee on Salaries and Fees:

By Senator Burton, H. B. 111, S. B. 242, bill to amend section 1289 of the Revisal, relative to the fees of witnesses in Wilkes County, with favorable report.

By Senator Clark, S. B. 72, bill to amend chapter 647 of the Laws of 1907, with favorable report.

By Senator Martin, S. B. 109, bill to pay jurors in Stokes County, with favorable report.

From Committee on Agriculture:

By Senator Clark, S. B. 112, bill to promote the drainage of wet swamp and overflowed lands.

The committee reports a substitute for this bill and recommends its adoption.

Senator Means offers the following resolution:

*Resolved*, That one of the stenographers in the office of the Engrossing Clerk of the Senate be requested, at the designation of said Clerk, to write letters for Senators on purely public affairs.

The resolution is placed on the Calendar.

On motion of Senator Nimocks, the privileges of the floor are extended to Hon. Charles G. Rose, of Cumberland, and Hon. John McLaughlin.

On motion of Senator Britt, the privileges of the floor are extended to former Senator Wakefield.

On motion of Senator Britt, the privileges of the floor are extended to Hon. W. A. Self, former member of the Legislature.

On motion of Senator Dockery, the privileges of the floor are extended Hon. John D. Shaw, of Richmond County.

On motion of Senator Shaw, the privileges of the floor are extended to Hon. G. B. Patterson, of Robeson County.

On motion of Senator Manning, leave of absence is granted Senator Long of Person until Monday.

Senator Dockery offers the following resolution:

*Resolved by the Senate*, That the Senate, when it adjourns to-day, do so in honor of the fifty-ninth anniversary of the birth of Samuel Gompers, president of the Federation of Labor of the United States.

The resolution is adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Mills, S. B. 288, bill permitting the commissioners of Rutherford County to donate lands for the purposes of erecting a Confederate monument thereon.

Referred to Judiciary Committee.

By Senator Godwin, S. B. 89, bill to incorporate the Mercantile Bank of Elizabeth City.

Placed on the Calendar.

By Senator Jones, S. B. 290, bill to incorporate the town of Wake Forest.

Referred to Committee on Counties, Cities and Towns.

By Senator Shaw, S. B. 291, bill to create a new township in Robeson County by taking a part of Britts and Sterling townships of said county.

Referred to Committee on Counties, Cities and Towns.

By Senator Shaw, S. B. 292, bill for relief of Abner Nash, ex-Register of Deeds of Robeson County.

Referred to Committee on Propositions and Grievances.

By Senator Gay, S. B. 293, bill to appoint certain justices of the peace for Jackson Township, in Northampton County.

Placed on the Calendar.

By Senator Matthews, S. B. 294, bill to amend chapter 200, Public Laws of 1907, providing for the improvement of the public roads of Sampson County and the appointment of an inspector of highways of said county.

Referred to Committee on Public Roads.

By Senator Spence, S. B. 295, bill to amend section 2727 of the Revisal of 1905, regulating the use of traction engines and road steamers on the public roads of Randolph County.

Referred to Committee on Public Roads.

By Senator Blow, S. B. 296, bill to require the registration of fire insurance policies.

Referred to Committee on Insurance.

By Senator Blow, S. B. 297, bill to appoint D. J. Skinner a justice of the peace for Chicod Township, in Pitt County.

Referred to Committee on Justices of the Peace.

By Senator Nimocks, S. B. 298, bill for the relief of Mrs. Mary Artis McDuffie.

Referred to Committee on Judiciary.

By Senator Fry, S. B. 299, bill appointing M. J. Jarrett a justice of the peace for Dillsboro Township, in Jackson County.

Referred to Committee on Justices of the Peace.

By Senator Dawes, S. B. 300, bill to regulate the hunting of game birds in the State of North Carolina.

Referred to Committee on Game Laws.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 101, H. B. 205, bill to amend section 2028 of the Revisal of 1905, relative to the time of filing notice of liens, upon concurrence in the substitute adopted by the House.

The Senate concurs and the bill is ordered enrolled.

S. B. 118, bill to amend chapter 40, section 1872, of the Revisal of 1905, in reference to hunting, upon second reading.

Senator Travis offers the following amendment:

Amend by striking out all of the bill after the word "State," in line six thereof.

The amendment is adopted.

The bill passes its second and third readings, as amended, and is ordered engrossed.

H. B. 47, S. B. 238, bill to appoint justices of the peace in Duplin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 65, bill to appoint Fred C. Fisher a justice of the peace in the county of Swain, with the right to practice law, upon second reading.

The amendment reported by the committee is adopted.

The bill passes second and third readings and is ordered engrossed.

H. B. 93, S. B. 129, bill to allow the commissioners of Mooresville to issue bonds without resubmitting the question to a vote of the people of said town, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—42.

The bill is ordered enrolled.

S. B. 55, bill to permit Wakelon Graded and High-school District, in Wake County, to vote $10,000 of bonds, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—42.

The bill is ordered sent to the House of Representatives.

S. B. 182, bill for the establishment of a graded school in Toisnot Township, Wilson County, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—42.

The bill is ordered sent to the House of Representatives.

S. B. 191, bill to authorize the Board of Education of Wake County to borrow money, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—42.

The bill is ordered sent to the House of Representatives.

H. B. 181, S. B. 273, bill to be entitled An act to authorize the town of Marshall to issue bonds for the improvement of said town, upon its second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—42.

S. B. 75, bill to authorize and direct the Treasurer and Sheriff of Swain County to pay the claims issued by the Board of County Commissioners of Swain County according to their issue, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 90, bill relating to the road law of Thomasville Township, Davidson County, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 233, S. B. 236, bill to establish a stock law in Moore County, upon second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 298, S. B. 269, bill to empower the commissioners of Richmond County to hire convicts to commissioners of adjacent counties, upon second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 95, bill to establish a special criminal court in the city of Durham and in Durham Township, and to prescribe the jurisdiction thereof.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 107, S. B. 128, bill amending section 2021 of the Revisal of 1905, relative to laborers' and mechanics' liens, upon second reading.

The bill passes second reading, and at request of Senator Britt the bill is laid over until to-morrow.

S. B. 138, bill to provide compensation for holding special terms of court, upon second reading.

Senator Fry moves that the consideration of this bill be postponed indefinitely or until after action is taken on the bill to appoint a supernumerary judge. The motion fails of adoption.

The bill passes its second reading.

Senator Ray offers the following amendment:

Amend by striking out, in section—, the words "one hundred dollars per week," and inserting in lieu thereof, "judges shall be paid ten dollars per day for the days they hold special terms."

This amendment is lost.

The bill is placed upon its third reading. Senator Fry calls for the

ayes and noes. The call is sustained. The bill passes third reading, ayes 32, noes 12, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Britt, Burton, Clark, Dawes, Dockery, Elliott, Empie, Gay, Hankins, Hawes, Holden, Jones, Lockhart, Love, Manning, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Spence, Starbuck, Tilson, Travis, West—32.

Those voting in the negative are: Senators Blow, Doughton, Fry, Godwin, Kluttz, Matthews, McCall, Reynolds, Shaw, Sherrill, Turner, Wray—12.

The bill is ordered sent to the House of Representatives.

S. B. 289, bill to incorporate the Mercantile Bank of Elizabeth City, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 111, S. B. 242, bill to amend section 1289, relative to the fees of witnesses in Wilkes County, on second reading.

The amendment reported by the committee is adopted.

The bill passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

Resolution that one of the stenographers in the office of the Engrossing Clerk of the Senate be requested, at the designation of said Clerk, to write letters for Senators on purely public affairs, upon second reading.

Without objection, permission is given Senator Means to withdraw this resolution.

S. B. 120, H. B. 127, bill to appoint two justices of the peace for Gates County, upon second reading.

The bill passes second and third readings and is ordered enrolled.

S. R. 142, resolution relating to government appropriation for roads, on its second reading.

On motion of Senator Blow, the resolution is laid on the table.

S. B. 280, bill giving the people power to name their candidiates for office.

At request of Senator Empie, five hundred copies of this bill are ordered printed.

S. B. 154, H. B. 46, bill for the relief of the Board of Graded-school Trustees of the town of Lumberton.

The bill passes second and third readings and is ordered enrolled.

H. B. 123, S. B. 157, bill to fix the boundary lines of special school-tax districts in Sterling Township, Robeson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 115, S. B. 174, bill to amend the road law of Bertie County, upon second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 177, bill to amend section 573 of the Revisal of 1905, relating to the docketing of judgments, on second reading.

Senator Fry offers the following amendment:

That this act shall apply only to the lands mentioned or described in the pleadings in the case.

On motion of Senator Pharr, the bill is re-referred to the Judiciary Committee.

S. B. 192, bill to relieve the surety of William H. Worth, late State Treasurer, from any liability on account of his bond, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 112, S. B. 198, bill to amend several sections of the Revisal of 1905, relative to pay of supervisors of roads, of road commissioners and jurors.

Senator Jones offered the following amendment:

Amend by adding after the word "county," in section four, the word "only."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 96, S. B. 241, bill to amend chapter 612 of the Public Laws of 1907, relating to the control and management of automobiles and other vehicles, making same apply to Anson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 120, S. B. 243, bill to validate the election of certain justices of the peace of Alleghany County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 258, bill requiring clerks of the Superior Courts of the State to make reports to the Attorney-General, on second reading.

Senator Fry offered the following amendment:

That the names of the judges holding said courts be inserted in section number one, after the word "adjournment."

The amendment is adopted.

The following amendment is offered by Senator Barringer:

SEC. 2. That it shall be the duty of the Secretary of State to send a copy of this act to the clerk of the Superior Court of each county in this State within ten days after the adjournment of the General Assembly.

The amendment was adopted.

The bill, as amended, passes second and third readings and is ordered engrossed.

S. B. 263, bill to amend section 3427 of the Revisal of 1905 of North Carolina, relative to uttering forged papers, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 264, bill to amend section 1046, chapter 18 of the Revisal of 1905 of North Carolina, as to register of deeds, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. R. 277, H. R. 4, resolution of sympathy to Italy, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 293, bill to appoint certain justices of the peace for Jackson Township, Northampton County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 102, bill to amend the charter of the city of Greensboro, on second reading.

Senator Barringer offers the following amendment:

That the following sections be added to bill by adding two sections, as follows, to-wit:

SEC. 2. That any person, firm or corporation who shall place any meter for gas or electricity in any house in the city of Greensboro, without having same tested before placing said meter in any house, shall be guilty of a misdemeanor, and upon conviction shall be fined fifty dollars or imprisoned not more than thirty days.

SEC. 3. That all laws and clauses of laws in conflict with this act are hereby repealed.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 91, S. B. 201, an act to amend the charter of the city of Kinston.

H. R. 315, S. R. 2, joint resolution of the Senate and House of Representatives consenting that the University of North Carolina be embraced within the benefits of the Carnegie Foundation Fund.

On motion of Senator Barham, leave of absence is granted Senator Dawes until Friday.

The President announced the following additions to committees:

*Committee on Public Buildings and Grounds*—Senator Elliott.

*Judiciary Committee*—Senators Gay and Britt.

Senator Hankins moves that the Senate adjourn until to-morrow at 12 o'clock.

The motion fails of adoption.

Senator Spence moves that the Senate adjourn until to-morrow at 11 o'clock.

The motion is adopted.

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## TWENTIETH DAY.

SENATE CHAMBER, January 28, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. J. N. Cole, of this city.

The Committee on the Daily Journal report no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From Committee on Banks and Currency:

By Senator Clark, S. B. 206, bill to amend chapter 114 of the Private Laws of 1907, it being an act to amend the charter of the Citizens Trust and Savings Bank of Asheville, N. C., and to change the name of said bank, with favorable report.

From Judiciary Committee:

By Senator Pharr, S. B. 178, bill to amend chapter 1950 of the Revisal, relating to the legal rate of interest, with unfavorable report.

By Senator Bassett, S. B. 70, bill to amend chapter 612 of the Public Laws of North Carolina, 1905, relating to control of automobiles and other vehicles in Durham County, with unfavorable report.

From Committee on Revisal:

By Senator Travis, H. B. 243, S. B. 218, bill to amend section 1283, chapter 22 of the Revisal of 1905, relative to liability of counties in criminal cases, with favorable report.

By Senator Bassett, S. B. 60, bill to legalize the official acts of W. B. Hodges, a justice of the peace, with unfavorable report.

By Senator Lockhart, S. B. 165, bill to punish public drunkenness, with unfavorable report.

Senators Gay and Fry give notice they will file a minority report.

From Committee on Justices of the Peace:

By Senator Gay, S. B. 252, bill to validate the acts of W. B. Hodges, a justice of the peace in the county of Washington, with favorable report.

From Judiciary Committee:

By Senator Blow, S. B. 124, bill to allow the Register of Deeds of Durham County to appoint a deputy and to validate all acts of persons heretofore acting in the capacity of deputy registrar of deeds, with favorable report.

By Senator Blow, H. B. 125, S. B. 233, bill amending section 5313, chapter 113 of the Revisal of 1905, in reference to State boundaries, with favorable report.

By Senator Starbuck, S. B. 232, H. B. 139, bill to correct the calls of Land Grant 347 of Caldwell County, with favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. R. 455, S. R. 303, joint resolution to pay the expenses of the joint subcommittee of the Senate and the House on Insane Asylums which visited the hospital at Morganton.

Placed on the Calendar.

H. B. 34, S. B. 302, bill to repeal chapter 513, Public Laws of 1907, relative to increasing commissioners in Sampson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 176, S. B. 301, bill to amend section 1, chapter 732, Laws of 1907, in regard to Supreme Court marshal.

Referred to Committee on Salaries and Fees.

Senator Tilson asks that S. B. 148, a bill to be entitled An act authorizing the town of Marshall to issue bonds for improvements in said town be recalled from House of Representatives.

It is ordered that the House of Representatives be requested to return the bill.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 47, S. B. 238, bill to appoint justices of the peace in Duplin County.

H. B. 123, S. B. 257, an act to amend the road law of Bertie County.

H. B. 115, S. B. 174, an act to validate the election of certain justices of the peace in Alleghany County.

H. B. 298, S. B. 269, an act to empower commissioners of Richmond County to hire convicts to commissioners of adjacent counties.

H. B. 233, S. B. 236, bill to establish a stock law in Moore County.

H. B. 96, S. B. 241, bill to amend chapter 612, Public Laws of 1907, and to regulate the control and management of automobiles and other vehicles upon the public roads and highways in Anson County.

H. B. 205, S. B. 101, an act to amend section 2028 of the Revisal of 1905 of North Carolina, relative to time of filing notice of lien.

H. B. 93, S. B. 129, an act to authorize the town of Mooresville to issue bonds without resubmitting the question to a vote of the qualified voters of said town, to improve streets and install waterworks.

H. B. 127, S. B. 120, an act to appoint two justices of the peace for Gates County.

H. B. 46, S. B. 154, an act for the relief of the board of Graded School Trustees of Lumberton.

H. R. 4, S. R. 277, joint resolution of sympathy to Italy.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Barringer, S. B. 304, bill for the protection of ducks and squirrels in Guilford County.

Referred to Committee on Game Laws.

By Senator Spence, S. B. 305, bill to amend section 1699 of the Revisal of North Carolina, relating to the validity of grants.

Referred to Judiciary Committee.

By Senator Jones, S. B. 306, bill for the maintenance and equipment of the North Carolina College of Agriculture and Mechanic Arts.

Referred to Committee on Agriculture.

By Senator Fry, S. B. 307, bill to repeal chapter 44 of the Private Laws, extra session 1908, relative to the powers of the building committee for a girls' dormitory in connection with Cullowhee Normal School, and to substitute an act therefor.

Referred to Committee on Education.

By Senator Burton, S. B. 308, bill to validate a certain bond issue for the town of Beaufort, North Carolina.

Placed on the Calendar.

By Senator Kluttz, S. B. 309, bill to provide fire escapes and protect human life.

Referred to Committee on Insurance.

By Senator Britt, S. B. 310, bill to establish a non-partisan jury commission for Buncombe County.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 311, bill to exempt blind persons from peddlers' tax.

Referred to Committee on Propositions and Grievances.

By Senator Barham, S. B. 312, bill to appoint a justice of the peace for Nahunta Township, Wayne County.

Placed on the Calendar.

By Senator Shaw, S. B. 313, bill to regulate the compensation of members of the Board of Commissioners of Robeson County.

Referred to Committee on Counties, Cities and Towns.

By Senator Godwin, S. B. 314, bill relating to mileage-book.

Referred to Committee on Railroads.

By Senator Spence, S. B. 315, bill to amend section 1131 of the Revisal of 1905, relating to liens of labor due by corporation.

Referred to Judiciary Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 181, S. B. 273, bill to authorize the town of Marshall to issue bonds for the improvement of said town, on its third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Love, Manning, Martin, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Turner, Travis—43.

The bill is ordered enrolled.

H. B. 107, S. B. 128, bill amending section 2021 of the Revisal of 1905, relative to laborers' and mechanics' lien, on third reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 112, bill to promote the draining of wet, swamp and overflowed lands, on second reading.

The substitute reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Empie, Fry, Hankins, Holden, Johnson, Kluttz, Latham, Lockhart, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Scott, Shaw, Spence, Turner, Travis—34.

MESSAGE FROM THE GOVERNOR.

A communication is received from his Excellency, the Governor, transmitting a communication from the Secretary of the University of North Carolina, showing the vacancies on the Board of Trustees of that institution to be filled at this session of the Legislature.

The communication is referred to Committee on Trustees of the University.

SPECIAL ORDER.

It being a special order for this hour, the President lays before the Senate S. B. 171, a bill to be entitled An act to prohibit the sale of quail and grouse for a period of two years.

Senator Ray moves that consideration of the bill be postponed until the Calendar is disposed of.

The motion is adopted.

S. B. 36, bill to locate the extension of West Center Street in the town of Pikeville, and to authorize the board of commissioners of said town to lay off, establish and open said street, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 69, bill to provide for the appointment of inspectors of meters in certain cities in North Carolina, upon second reading.

The substitute offered by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 72, bill to amend chapter 647 of the Laws of 1907, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 48, S. B. 79, bill to prevent dumping sawdust in the streams of Macon County, upon second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 87, bill to incorporate the Union Power and Transportation Company, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Kluttz moves that the vote by which the special order for to-day, S. B. 171, bill to prohibit the sale of quail and grouse for a period of two years, was placed at the end of the Calendar be reconsidered and that the special order be taken up.

The motion was adopted.

SPECIAL ORDER.

S. B. 171, bill to prohibit the sale of quail and grouse for a period of two years, on its second reading.

Senator Elliott calls the previous question upon the passage of the bill on its second reading. The call is sustained.

The President states that the question is first upon the amendment offered by Senator Burton, as follows:

Amend by adding at the end of section 1 the following:

"That it shall be unlawful for any person, except the owner or lessee of the land, to kill more than fifty quail in any one year."

Senator Blow moves to table the amendment. The motion fails of adoption.

The amendment of Senator Burton fails of adoption.

The amendment offered by Senator Ormond, amend by adding after the word "barter," in line two of section one, the words "or take or send out of the State," is lost.

Senator Godwin offers the following amendment:

Amend by adding the following section:

"Section —. That no quail, partridges or mountain grouse shall be killed or captured within the State of North Carolina for a period of two years."

Senator Spence offers the following amendment:

Amend the amendment of the Senator from Gates by striking out the word "two," and by inserting in lieu thereof the word "one."

Senator Blow moves that the amendment be tabled. Motion is not adopted.

The amendment offered by Senator Spence to the amendment of Senator Godwin fails of adoption.

The amendment offered by Senator Godwin fails of adoption.

Senator Mills offers the following amendment:

"That no person shall kill more than fifteen birds in any one day."

The amendment fails of adoption.

Senator Godwin offers the following amendment:

"That it shall be a misdemeanor, punishable by fine of twenty-five dollars or imprisonment in county jail for twenty days, if any non-resident hunters shall kill or capture any quail in North Carolina for two years."

The amendment fails of adoption.

On the passage of the bill on its second reading Senator Empie demands the ayes and noes. The call is sustained.

The bill passes second reading, as follows, ayes 31, noes 16.

Those voting in the affirmative are: Senators Barringer, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Jones, Kluttz, Latham, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Scott, Shaw, Starbuck, Turner, Travis, West and Wray—31.

Those voting in the negative are: Senators Barham, Bassett, Blow, Britt, Burton, Godwin, Holden, Johnson, Lee, Lockhart, McCall, Ray, Reynolds, Sherrill, Spence, Tilson—16.

On the passage of the bill on its third reading Senator Peele offers the following amendment:

Amend by adding at the end of section one the following:

"*Provided further*, That if any person shall kill more than fifteen quail in any one day he shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not more than fifty dollars or imprisoned not more than thirty days, and the possession of more than fifteen dead quail shall be *prima facie* evidence of the killing thereof."

Senator Spence moves that the bill take its place on the Calendar.

The motion is adopted.

S. B. 94, bill to authorize the commissioners of Macon County to establish a chaingang, on second reading.

The amendment reported by the committee is adopted.

The bill passes its second and third readings and is ordered engrossed.

H. B. 108, S. B. 127, bill to prevent the depredations of turkeys and geese in Jackson and Swain counties, on second reading.

Senator Fry offers the following amendment:

Amend by striking out all after the word "persons" and before the word "whose," in line two, and insert in lieu thereof the following: "who raise turkeys or geese for market or who sell the same in the market, in Qualla Township in Jackson County, and Charleston Township in Swain County," and by inserting after the word "large" and before the word "*after*," in line two, section 2, the following: "in the above-named territory."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 141, bill to punish public drunkenness in Northampton County.

On motion of Senator Gay, this bill is indefinitely postponed.

S. B. 165, bill to punish public drunkenness.

Senators Fry and Gay send forward a minority report recommending that the bill do pass, and upon motion of Senator Gay the bill is made a special order for Wednesday, February 3d, at 12 o'clock.

H. B. 146, bill to place the public officers of Henderson County on salaries and to regulate the use and management of the county courthouse, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 113, S. B. 173, bill to prevent dumping sawdust in the running streams of Nash County.

The bill passes second and third readings and is ordered enrolled.

H. B. 66, S. B. 203, bill for the relief of J. T. Spicer, Charles L. Lewis, R. C. Puckett and C. C. Heggie, commissioners of the town of Stovall, in Granville County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 254, bill to amend chapter 47 of the Private Laws of 1874, entitled An act to incorporate the members of the Congregation of the United Brethren of the town of Salem, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives

S. B. 256, bill to amend the charter of Claremont College, at Hickory, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 261, bill to amend the charter of Carolina College, on its second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 265, bill to amend section 4 of chapter 73, Private Laws of 1869-'70, being an act to incorporate the Masonic Temple Association of the city of Charlotte, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 220, S. B. 270, bill to incorporate the Trustees of the Atlantic Mission Conference of the Methodist Episcopal Church, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 285, bill to prohibit the sending of public documents "with compliments" of the State officers, on second reading.

The bill passes second reading.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives returning S. B. 148, H. B. 341, bill to be entitled An act authorizing the town of Marshall to issue bonds for improvements of said town.

Permission is given Senator Tilson to withdraw this bill from further consideration by the Senate.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Ormond, petition requesting the passage of a resolution allowing the people of the State to vote upon a constitutional amendment changing Article X of the Constitution so as to repeal or modify the real and personal exemption.

By Senator Shaw, petition from citizens of Robeson County, protesting against the formation of any new county out of any part of the county of Robeson as now constituted.

By Senator Barringer, petition from the practicing attorneys of Guilford County residing at Greensboro, asking the reappointment as justice of the peace of David H. Collins, Esq.

Senator Ormond offers the following resolution:

*Resolved*, That the Chief Clerk of the Senate be and hereby is authorized and instructed to have printed two hundred copies of the report of the Insurance Commissioner, for use of the Senate.

The motion is adopted.

ADDITIONS TO COMMITTEES.

The President announces the appointment of Senator Clark as a member of the Committee on Counties, Cities and Towns.

On motion of Senator Nimocks, the Senate adjourned until 11 o'clock to-morrow.

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## TWENTY-FIRST DAY.

SENATE CHAMBER, January 29, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. R. T. Vann, of the Baptist University.

The Committee on Daily Journal reports no corrections to the Journal of yesterday's proceedings, and the same stands approved.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From Committee on Counties, Cities and Towns:

By Senator Bassett, H. B. 16, S. B. 80, bill to amend chapter 201 of the Private Laws of 1905, to amend the charter of the town of Mt. Olive, with favorable report.

By Senator Bassett, H. B. 219, S. B. 250, bill to amend section 1661 of the Revisal of 1905, pertaining to fences in Sampson County, with favorable report.

By Senator Bassett, H. B. 11, S. B. 24, bill to establish the county line between the counties of Swain and Macon, reported without prejudice.

By Senator Bassett, S. B. 104, bill to create the State Association of County Commissioners, reported without prejudice.

By Senator Kluttz, H. B. 117, S. B. 215, bill to amend the charter of the town of Crouse, in Lincoln County, with favorable report.

By Senator Shaw, bill to regulate the compensation of the Board of Commissioners of Robeson County, with favorable report.

From Committee on Agriculture:

By Senator Doughton, S. B. 306, bill for the maintenance and equipment of the North Carolina College of Agriculture and Mechanic Arts, reported without prejudice, and with recommendation that it be referred to Committee on Appropriations, and it is so referred.

ENGROSSED BILLS.

From Committee on Engrossed Bills:

Senator Barham, from the Committee on Engrossed Bills and Resolutions, reports the following bills are correctly engrossed, and they are ordered sent to the House of Representatives for the concurrence of that body:

S. B. 118, bill to be entitled An act to amend chapter 40, section 1872, of the Revisal of 1905, in reference to hunting.

S. B. 258, bill to be entitled An act requiring the clerks of the Superior Courts of the State to make reports to the Attorney-General.

S. B. 102, bill to be entitled An act to amend the charter of the city of Greensboro.

S. B. 65, bill to be entitled An act to appoint Fred C. Fisher a justice of the peace in and for the county of Swain, with the right to practice law.

Senator Blow offers the following resolution:

That the special committee appointed to consider the report of the legislative committee have leave to sit during the sessions of the Senate.

The resolution is adopted.

Senator Spence, by consent, submits from Committee on Counties, Cities and Towns H. B. 116, S. B. 234, bill to make additional commissioners for the town or village of Snow Hill, Green County, with favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 229, S. B. 316, bill authorizing the commissioners of Chatham County to issue bonds to pay its present floating indebtedness incurred prior to January 1, 1909.

Referred to Committee on Judiciary.

H. B. 257, S. B. 317, bill to amend the charter of the town of Littleton.

Referred to Committee on Counties, Cities and Towns.

H. B. 247, S. B. 318, bill to amend the charter of the town of Scotland Neck.

Referred to Committee on Counties, Cities and Towns.

H. B. 228, S. B. 319, bill to amend chapter 237 of the Private Laws of 1907, being An act to authorize the town of Canton to issue bonds.

Referred to Judiciary Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Kluttz, S. B. 320, bill defining certain nuisances in public conveyances and prescribing penalties therefor.

Referred to Judiciary Committee.

By Senator Burton, S. B. 321, bill to amend chapter 4993 of Volume II of the Revisal of 1905, relating to disabilities of Confederate soldiers.

Referred to Committee on Pensions and Soldiers' Home.

By Senator Fry, S. B. 322, bill appointing a justice of the peace for Nantahala Township, in Swain County.

Referred to Committee on Justices of the Peace.

By Senator Fry, S. B. 323, bill appointing members of the Board of Education for Swain County.

Referred to Committee on Education.

By Senator Spence, S. B. 324, bill to appoint justices of the peace for Randolph County.

Placed on the Calendar.

By Senator Fry, S. B. 325, bill to make appropriations for buildings and maintenance of the Cullowhee Normal and Industrial School.

Referred to Committee on Appropriations.

By Senator Peele, S. B. 326, bill to amend the Constitution of North Carolina, abolishing the office of solicitor and creating the office of county attorney.

Referred to Committee on Constitutional Amendment.

By Senator Fry, S. B. 327, bill permitting the commissioners of Jackson County to donate lands for the purpose of erecting a Confederate monument thereon.

Referred to Judiciary Committee.

By Senator Fry, S. B. 328, bill to incorporate the Franklin Manufacturing and Development Company.

Referred to Committee on Corporations.

By Senator Wray, S. B. 329, bill to empower the board of commissioners of the town of Reidsville to remove obstructions from its streets and public grounds, and for other purposes.

Placed on the Calendar.

By Senator Means, S. R. 330, joint resolution by the Senate and House of Representatives, to pay Pinkerton National Detective Agency eighty dollars for services.

Referred to Committee on Finance.

By Senator Means, S. B. 331, bill to amend section 2836 of the Revisal of 1905.

Referred to Committee on Judiciary.

By Senator Peele, S. B. 332, bill to incorporate the John Charles McNeill Memorial Society.

Referred to Committee on Corporations.

By Senator Manning, S. B. 333, bill to amend section 1199 of the Revisal of 1905, relative to service of summons in certain cases.

Referred to Committee on Judiciary.

By Senator Barringer, S. B. 334, bill to provide for the purchase of Ashe's History of North Carolina for the rural school libraries throughout the State.

Referred to Committee on Education.

By Senator Barringer, S. B. 335, bill to incorporate the North Carolina Public Service Company.

Referred to Committee on Corporations.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Starbuck, petition of the colored teachers of Forsyth County, endorsing the present educational board and recommending the reappointment of the members of said board.

Referred to Committee on Education.

By Senator Spence, petition from the citizens of Franklinsville Township, Randolph County, recommending the appointment of W. C. Jones and Clarence Parks as justices of the peace for Franklinsville Township.

Referred to Committee on Justices of the Peace.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 112, bill to promote the draining of wet, swamp and overflowed land, on the substitute reported by the committee, on its third reading.

On motion of Senator Blow, action on the bill is deferred for the present.

S. B. 146, bill to place public officers of Henderson County on salary, and to regulate the use and management of the county courthouse, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

On motion of Senator Burton, the following resolution is placed upon its several readings:

S. R. 303, H. R. 455, joint resolution to pay the expenses of the subcommittee of the House and Senate and on Insane Asylums, which visited the hospital at Morganton, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Shaw, S. B. 50 is withdrawn from the Committee on Justices of the Peace and is placed on the Calendar.

S. B. 50, bill appointing T. J. Wooten a justice of the peace of Robeson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 112, bill to promote the draining of wet, swamp and overflowed lands.

On motion of Senator Clark, the substitute adopted is made a special order for Thursday next at 12 o'clock.

S. B. 171, bill to prohibit the sale of quail and grouse for a period of two years, on third reading.

On motion of Senator Empie, the bill is postponed until next Wednesday at 12 o'clock, and made a special order.

S. B. 124, bill to allow the Register of Deeds of Durham County to appoint a deputy and to validate all acts of persons heretofore acting as deputy register of deeds, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 206, bill to be entitled An act to amend chapter 114 of Private Laws of 1907, it being an act to amend the charter of the Citizens Trust and Savings Bank of Asheville, and to change the name of said bank, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 243, S. B. 218, bill to amend section 1283, chapter 22, of the Revisal of 1905, relative to liability of counties in criminal actions, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 139, S. B. 232, bill to correct the calls of Land Grant 347, in Caldwell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 125, S. B. 233, bill amending section 5313, chapter 113, Revisal of 1905, in reference to State boundaries, on second reading.

The bill passes second reading.

S. B. 252, bill to validate the acts of W. B. Hodges, a justice of the peace of the county of Washington, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 308, bill to validate a certain bond issue for the town of Beaufort, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—35.

S. B. 312, bill to appoint justices of the peace for Nahunta Township, Wayne County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 285, bill to prohibit the sending of public documents with the compliments of officers of State, on third reading.

Upon motion of Senator Martin, the bill is tabled.

S. B. 104, bill to create the State Association of County Commissioners of North Carolina, on second reading.

The bill passes second reading.

H. B. 116, S. B. 234, bill to make additional commissioners for the town or village of Snow Hill, Greene County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 313, bill to regulate the compensation of the Board of Commissioners of Robeson County, upon second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 306, bill for the maintenance and equipment of the North Carolina College of Agriculture and Mechanic Arts, on second reading.

Upon motion, the bill is re-referred to the Committee on Appropriations.

H. B. 117, S. B. 215, bill to amend the charter of the town of Crouse, Lincoln County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 249, S. B. 250, bill to amend section 1661 of the Revisal of 1905, pertaining to fences in Sampson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 16, S. B. 80, bill to amend chapter 201 of the Private Laws of 1905, in relation to the town of Mt. Olive, on second reading.

The bill passes second and third readings and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 42, S. B. 19, bill to amend section 2753 of the Revisal of 1905, relative to salary of Commissioner of Labor and Printing, for concurrence in House amendment.

Upon motion of Senator Ray, the Senate concurs in the House amendment and the bill is ordered enrolled.

Upon motion of Senator Shaw, the privileges of the floor are extended to Hon. D. P. McEachern, of Robeson County.

Upon motion of Senator Blow, the privileges of the floor are extended to Hon. J. L. Fleming, of Pitt County.

Upon motion of Senator Shaw, indefinite leave of absence is granted Senators Barham, Fry, Burton, Spence, McCall and Latham, as a special committee to visit the asylum at Goldsboro.

Upon motion of Senator Barringer, leave of absence is granted to Senator Scott until Tuesday.

Upon motion of Senator Clark, leave of absence is granted to Senator Powell over to-morrow.

Upon motion of Senator Martin, leave of absence is granted Senator Gay until Wednesday.

Upon motion of Senator Lockhart, leave of absence is granted Senator Hankins until Monday.

Upon motion of Senator Ormond, leave of absence is granted Senator Burton.

Upon motion of Senator Britt, leave of absence is granted Senator Matthews until Monday.

Upon motion of Senator Manning, leave of absence is granted Senator Barham until Monday.

Upon motion of Senator Godwin, leave of absence is granted to Senator Johnson until Thursday.

Upon motion of Senator Peele, leave of absence is granted to Senator Dockery until Monday.

ADDITION TO COMMITTEE.

The President announces the appointment of Senator Fry as a member of the Committee on Appropriations.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 113, S. B. 173, an act to prevent the dumping of sawdust into the running streams of Nash County.

H. B. 68, S. B. 203, an act for the relief of J. T. Spicer, Charles L. Lewis, R. C. Puckett and C. C. Heggie, commissioners of the town of Stovall, in Granville County.

H. B. 48, S. B. 79, an act to prevent dumping sawdust into the streams of Macon County.

H. B. 172, S. B. 77, an act to amend section 2798 of the Revisal of 1905 of North Carolina, relative to the pay of jurors in New Hanover County.

H. B. 181, S. B. 273, an act to authorize the town of Marshall to issue bonds for the improvement of said town.

H. B. 220, S. B. 270, an act to incorporate the trustees of the Atlantic Mission Conference of the Methodist Episcopal Church.

H. B. 111, S. B. 242, an act to amend section 1289 of the Revisal of 1905, relative to the fees of witnesses in Wilkes County.

H. B. 28, S. B. 272, an act to amend section 2001 of the Revisal of 1905 of North Carolina, relating to tenants in Bertie County.

H. B. 107, S. B. 128, an act amending section 2021 of the Revisal of North Carolina of 1905, relating to laborers' and mechanics' liens.

H. B. 112, S. B. 198, an act to amend several sections of the Revisal of 1905, to-wit: Section 2712, relative to pay of supervisors of public

roads; section 2785, allowing county commissioners to receive three dollars per day for their services, and section 2793 so as to increase the pay of jurors to two dollars per day and mileage.

Upon motion, the Senate adjourns until 10 o'clock to-morrow.

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## TWENTY-SECOND DAY.

SENATE CHAMBER, January 30, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. W. C. Tyree, of this city.

The Committee on Daily Journal reports no corrections to the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

Committee on Banking and Currency:

By Senator Pharr, S. B. 99, bill to incorporate the Citizens Savings and Trust Company, with favorable report.

Committee on Corporations:

By Senator Pharr, S. B. 335, bill to incorporate the North Carolina Public Service Company.

Senator Pharr states that while the committee has not acted upon this bill, he has examined same carefully and finds no objection to it, and recommends that the bill be placed on the Calendar. It is so ordered.

Judiciary Committee:

By Senator Ormond, S. B. 15, bill to give a laborer a lien on any article of personal property on or with which he has performed services, with favorable report.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills are introduced, read the first time and disposed of as follows:

By Senator Manning, S. B. 363, bill to require fire and casualty companies to deposit a certain amount in cash or securities with the Insurance Commissioner in the State of North Carolina.

Referred to Committee on Insurance.

By Senator Ray, S. B. 364, bill to authorize the Board of Education of Henderson County to change the boundary lines between school districts Nos. 2 and 3 of Crab Creek Township, in said county, for the convenience of the school children living therein.

Referred to Committee on Education.

By Senator Kluttz, S. B. 365, bill to perpetuate the memory of the great North Carolinian, Daniel Boone.

Referred to Committee on Appropriations.

S. B. 366, By Senator Jones, bill to amend section 1980 of the Revisal of 1905.

Referred to Committee on Revisal.

ADDITIONAL COMMITTEE REPORTS.

By unanimous consent, reports from the following committees are received:

From Committee on Revisal:

By Senator Martin, S. B. 266, bill to amend section 3817 of the Revisal of 1905, relative to sale of dynamite, with favorable report.

By Senator Martin, S. B. 166, bill to amend chapter 850 of the Public Laws of 1907, in reference to separation of races in street cars, with favorable report.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 28, S. B. 336, bill to empower the former sheriff of Graham County to collect back taxes.

Referred to Judiciary Committee.

H. B. 231, S. B. 337, bill to regulate the pay of jurors in Wilson County.

Referred to Committee on Salaries and Fees.

H. B. 282, S. B. 338, bill for the relief of the estate of B. J. Fisher.

Referred to Judiciary Committee.

H. B. 183, S. B. 339, bill to incorporate the town of Ripley.

Referred to Committee on Counties, Cities and Towns.

H. B. 191, S. B. 340, bill to incorporate the town of Vaughan, in Warren County.

Referred to Committee on Counties, Cities and Towns.

H. B. 209, S. B. 341, bill to amend the charter of the town of Rose Hill, Duplin County.

Referred to Committee on Counties, Cities and Towns.

H. B. 252, S. B. 342, bill to repeal chapter 487 of the Public Laws of 1907, relative to working the public roads in Transylvania County.

Referred to Committee on Public Roads.

H. B. 268, S. B. 343, bill to revise, consolidate and amend the road laws of Buncombe County and to authorize the levy of special taxes in said county, and for other purposes.

Referred to Committee on Judiciary.

H. B. 381, S. B. 344, bill for the relief of P. G. McNeil and Ambrose Clark, former sheriffs of Ashe County.

Referred to Committee on Propositions and Grievances.

H. B. 345, S. B. 345, bill to punish derogatory statements affecting banks.

Referred to Judiciary Committee.

H. B. 378, S. B. 346, bill to appoint a Finance Committee for Ashe County.

Referred to Committee on Finance.

H. B. 307, S. B. 347, bill to amend section 3136, Revisal of 1905, so as to make the time required for publication of citation in cases of *caveat* four instead of six weeks.

Referred to Judiciary Committee.

H. B. 382, S. B. 348, bill to amend chapter 987 of the Public Laws of 1907, relative to the boundary lines between Wilkes and Ashe counties.

Referred to Committee on Counties, Cities and Towns.

H. B. 132, S. B. 349, bill to regulate fishing in parts of Black River, Six Runs, Big Coharie, Little Coharie and Bear Skin rivers, in Sampson County.

Referred to Committee on Fish and Fisheries.

H. B. 167, S. B. 350, bill to prevent live stock from running at large in Ashe County.

Referred to Committee on Propositions and Grievances.

H. B. 293, S. B. 351, bill to amend section 1283 of the Revisal, relating to fees when not a true bill is found, in Brunswick and Catawba counties.

Referred to Committee on Revisal.

H. B. 227, S. B. 352, bill to amend the Guilford County Salary Bill, Acts 1905 and 1907, relative to the allowance for the clerk of the Superior Court.

Referred to Committee on Salaries and Fees.

H. B. 295, S. B. 353, bill relating to the pay of commissioners of Richmond County.

Referred to Committee on Counties, Cities and Towns.

H. B. 302, S. B. 354, bill to direct the county commissioners of Harnett County to publish a statement of the expense of the county.

Referred to Committee on Counties, Cities and Towns.

H. B. 305, S. B. 355, bill to amend section 2798 of the Revisal of 1905, relative to the pay of jurors in Gaston County.

Referred to Committee on Revisal.

H. B. 170, S. B. 23, bill to amend section 1311 of the Revisal of 1905, relating to the board of commissioners for the county of Pitt.

This bill is returned to the Senate for concurrence in House amendment.

H. B. 329, S. B. 356, bill to appoint a cotton-weigher for the town of Four Oaks, in Johnston County.

Referred to Committee on Propositions and Grievances.

H. B. 339, S. B. 357, bill to amend section 2716 of the Revisal of 1905, relative to oath of road overseers.

Referred to Committee on Revisal.

H. B. 248, S. B. 358, bill to provide for an election for an additional tax in Windsor Graded-school District, in Bertie County.

Referred to Committee on Education.

H. B. 364, S. B. 359, bill to abolish two weeks of court in Pasquotank County.

Referred to Committee on Judicial Districts.

H. B. 365, S. B. 360, bill to amend chapter 180, Public Laws of 1907, relating to the police courts of Pasquotank County.

Referred to Committee on Revisal.

H. B. 374, S. B. 361, bill to amend chapter 551, Public Laws of 1905, relating to fishing in Godwin's mill pond.

Referred to Committee on Fish and Fisheries.

H. B. 409, S. B. 362, bill to increase the pay of jurors in Columbus County.

Referred to Committee on Salaries and Fees.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 308, bill to validate a certain bond issue for the town of Beaufort, North Carolina, on its third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Bassett, Blow, Britt, Clark, Dockery, Doughton, Elliott, Holden, Kluttz, Love, Long of Person, Martin, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, West and Wray—27.

The bill is ordered sent to the House of Representatives.

S. B. 104, bill to create the State Association of County Commissioners of North Carolina.

Consideration of this bill is postponed.

H. B. 125, S. B. 233, bill to amend section 5313, chapter 113 of the Revisal of 1905, in reference to State boundaries, on third reading.

The bill passes third reading and is ordered enrolled.

S. B. 117, bill to amend sections 1661 and 1663 of chapter 35 of the Revisal, in reference to fences in Northampton County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 257, bill to amend section 3733 of the Revisal of 1905, relative to drunkenness in Catawba County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 324, bill to appoint justices of the peace in Randolph County, on second reading.

The bill passes second and third readings.

On motion of Senator Spence, the vote by which the bill passes

its third reading is reconsidered, and Senator Spence offers the following amendment:

Amend by inserting after the word "that," in section one, and before "W. C. Jones," the words "from and after the ratification of this act."

The bill, as amended, passes third reading and is ordered engrossed.

S. B. 329, bill to empower the board of commissioners of the town of Reidsville to remove obstructions from its streets and public grounds, and for other purposes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 99, bill to incorporate the Citizens Savings and Trust Company, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 168, S. B. 249, bill to permit guardians to cultivate the lands of their wards, on second reading.

The bill passes second reading.

S. B. 335, bill to incorporate the North Carolina Public Service Company, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 24, bill to establish the county line between the counties of Swain and Macon, on second reading.

Senator West offers the following amendment:

Amend by striking out the name of C. W. Slagle and inserting in place thereof the name of S. B. Smiley, surveyor of Swain County, and the name of J. W. Ammons, county surveyor of Macon County, and that they be authorized to survey said line jointly.

The amendment was lost.

Senator Fry offers the following amendment:

After the word, "C. W. Slagle" insert the following name, "H. S. Baker."

The amendment offered by Senator Fry is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed.

S. B. 15, bill to give a laborer a lien on any article of personal property on or with which he has performed services, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 42, S. B. 19, an act to amend section 2753 of the Revisal of 1905, relative to salary of the Commissioner of Labor and Printing.

H. B. 311, S. B. 135, an act to prescribe fees for the Register of Deeds of Catawba County for registration of building and loan deeds of trust.

H. B. 344, S. B. 59, an act to pave the sidewalk in front of the county courthouse, on Main Street, in the town of Hendersonville.

H. B. 139, S. B. 232, an act to correct the calls of Land Grant No. 347, in Caldwell County.

H. B. 116, S. B. 234, an act to make additional commissioners for the town or village of Snow Hill, in Greene County.

H. B. 342, S. B. 186, an act to confer police powers on deputy sheriffs at Kannapolis, in Cabarrus and Rowan counties, and to protect property and preserve the peace of said village.

On motion of Senator Ormond, S. B. 27 is withdrawn from the Committee on Salaries and Fees and referred to the Committee on Propositions and Grievances.

On motion of Senator Britt, leave of absence is granted Senator Wray until Monday.

On motion of Senator Shaw, leave of absence is granted Senator Bassett until Monday.

On motion of Senator Blow, leave of absence is granted Senators Kluttz, Barringer, Means, Ormond, a special committee to visit Greensboro Normal and Industrial College.

On motion of Senator Spence, leave of absence is granted Senator Travis.

On motion of Senator Manning, leave of absence is granted Senator Godwin until Monday.

On motion of Senator Elliott, leave of absence is granted Senator Dockery until Monday.

On motion of Senator Dawes, leave of absence is granted Senator Holden until Monday.

On motion, leave of absence is granted Assistant Clerk Stacey W. Wade until Tuesday.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Nimocks, petition from the colored citizens of Cumberland County, relative to the suffrage.

Referred to Committee on Privileges and Elections.

On motion, the Senate adjourns until Monday at 12 o'clock.

## TWENTY-THIRD DAY.

SENATE CHAMBER, February 1, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Lee.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Clark, S. B. 390, bill for the protection of fish in Bladen County.

Placed on the Calendar.

By Senator Clark, S. B. 391, bill for the protection of squirrels in Central and Elizabethtown townships, Bladen County.

Placed on the Calendar.

By Senator Clark, S. B. 392, bill to amend chapter 65, section 2712, of the Revisal of 1905, relating to public roads.

Placed on the Calendar.

By Senator Clark, S. B. 393, bill to repeal chapter 951, Public Laws of 1907.

Placed on the Calendar.

By Senator Fry, S. B. 394, bill to amend the charter of the town of Bryson City.

Referred to Committee on Counties, Cities and Towns.

By Senator Fry, S. B. 395, bill to amend section 982 of the Revisal of North Carolina of 1905, relating to sale of personal property.

Referred to Judiciary Committee.

By Senator Fry, S. B. 396, bill appointing M. L. Coggins a justice of the peace for Mountain Township, Jackson County.

Referred to Committee on Justices of the Peace.

By Senator Sherrill, S. B. 397, bill authorizing the transfer of certain moneys by the mayor and board of commissioners of the town of Lenoir from the water to the street fund.

Placed on the Calendar.

By Senator Sherrill, S. B. 398, bill for the relief of W. A. White, ex-Confederate soldier.

Referred to Committee on Pensions and Soldiers' Home.

By Senator Ray, S. B. 399, bill to amend section 3708 of the Revisal of 1905.

Referred to Committee on Revisal.

By Senator Fry, S. B. 400, bill to amend section 484 of the Revisal of 1905 of North Carolina, relating to filing of answer.

Referred to Committee on Judiciary.

By Senator Fry, S. B. 401, bill to render secure from damages and notably secure from damage by fire such woodlands in North Carolina

as are situated above the contour line of two thousand feet and as may be declared to be State forests of North Carolina.

Referred to Committee on Judiciary.

By Senator Fry, S. B. 402, bill to amend section 2466 of the Revisal of 1905, relating to the killing of fish.

Referred to Committee on Judiciary.

By Senator Fry, S. B. 403, bill to amend section 1708 of the Revisal of 1905 of North Carolina, relating to advertising entries of land in Graham County.

Referred to Committee on Judiciary.

By Senator Starbuck, S. B. 404, bill to revise the charter of the town of Salem as contained in chapter 40, Private Laws of North Carolina, 1891.

Referred to Committee on Counties, Cities and Towns.

By Senator Elliott, S. B. 405, bill to appoint members of the County Board of Education of Catawba County.

Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 541, S. B. 367, bill to authorize the Board of County Commissioners of Brunswick County to offer a reward for the capture of J. C. Walker.

Placed on the Calendar.

H. B. 37, S. B. 368, bill to protect quail and partridges in Sampson County.

Referred to Committee on Game Laws.

H. B. 68, S. B. 369, bill to incorporate the town of Lenoir, in Caldwell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 159, S. B. 370, bill to regulate hunting in Pender County.

Referred to Committee on Game Laws.

H. B. 197, S. B. 371, bill to amend chapter 622 of the Public Laws of 1907, relating to hunting deer in Tyrrell County.

Referred to Committee on Game Laws.

H. B. 354, S. B. 372, bill to protect the public roads of New Hanover County by levying a license tax on automobiles and other motor vehicles for the repair of the public roads.

Referred to Committee on Public Roads.

H. B. 377, S. B. 373, bill to levy a special tax in Ashe County.

Referred to Judiciary Committee.

H. B. 448, S. B. 374, bill for the relief of W. G. Long, T. J. Gordon and Jesse C. Long, commissioners of Union County.

Referred to Committee on Propositions and Grievances.

H. B. 27, S. B. 375, bill to regulate the fees of officers of the county of Catawba.

Referred to Committee on Salaries and Fees.

H. B. 286, S. B. 376, bill fixing the liability of a bank to its depositor for payment of a forged or raised check.

Referred to Committee on Judiciary.

H. B. 263, S. B. 377, bill for relief of ex-sheriff and ex-tax collector of Lincoln County.

Referred to Committee on Propositions and Grievances.

H. R. 277, S. R. 378, resolution relative to paying the expenses incurred by the Inaugural Committee.

Referred to Committee on Appropriations.

H. B. 331, S. B. 379, bill to amend section 2798 of the Revisal of 1905, relative to the pay of jurors in Greene County.

Referred to Committee on Revisal.

H. B. 212, S. B. 380, bill authorizing the payments of deposits made in trust and for the relief of persons for whom said deposits are made.

Referred to Committee on Banks and Currency.

H. B. 213, S. B. 381, bill to empower banks, banking institutions or trust companies to pay out deposits made in the name of two persons.

Referred to Committee on Banks and Currency.

H. B. 219, S. B. 382, bill for the improvement of the public roads in McNeill's Township, Moore County.

Referred to Committee on Public Roads.

H. B. 240, S. B. 383, bill to appoint the members of the board of internal improvements for the town of Marshall.

Referred to Committee on Counties, Cities and Towns.

H. B. 279, S. B. 384, bill to amend section 887 of the Revisal of 1905, and to abolish the Crop-pest Commission as now constituted and transfer its powers and duties to the Board of Agriculture.

Referred to Committee on Agriculture.

H. B. 280, S. B. 385, bill to regulate the registration and sale of concentrated commercial feeding stuffs.

Referred to Committee on Agriculture.

H. B. 283, S. B. 386, bill to validate deeds and instruments heretofore executed by corporations.

Referred to Judiciary Committee.

H. B. 225, S. B. 387, bill to protect foxes in Surry County.

Placed on the Calendar.

H. R. 83, S. R. 388, resolution instructing our Senators and Representatives in Congress to favor the passage of an act for the relief of disabled members of the United States Life-saving Service.

Referred to Committee on Federal Relations.

H. B. 98, S. B. 389, bill relating to the control and management of automobiles and other vehicles upon the roads and highways in Edgecombe and Nash counties.

Referred to Committee on Public Roads.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 541, S. B. 367, bill to authorize the Board of County Commissioners of Brunswick County to offer a reward for the capture of J. C. Walker, upon its second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Lockhart, S. B. 237 is ordered withdrawn from Committee on Justices of the Peace and is ordered placed on the Calendar.

H. B. 225, S. B. 387, bill to protect foxes in Surry County, on second reading.

Senator Britt moves that the bill be tabled.

The motion is adopted.

H. B. 17, S. B. 237, bill to appoint justices of the peace for Wilkes County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 390, bill for the protection of fish in Bladen County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 391, bill to protect squirrels in Central and Elizabethtown townships, Bladen County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 392, bill to amend chapter 65, section 2712, of the Revisal of 1905, relating to public roads, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 393, bill to repeal chapter 951, Public Laws of 1907, on its second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 397, bill authorizing the transfer of certain moneys by the mayor and board of commissioners of the town of Lenoir from the water to the street fund, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 168, S. B. 249, bill to permit guardians to cultivate the lands of their wards, on third reading.

The bill passes third reading and is ordered enrolled.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H. B. 541, S. B. 367, an act to authorize the Board of County Com-

missioners of Brunswick County to offer a reward for the capture of J. C. Walker.

Senator West offers the following resolution:

*Resolved, by the Senate*, That the Sergeant at Arms be directed to furnish an ice-cooler of not less than five gallons capacity for the use of the Senate Chamber.

The resolution is adopted.

Senator Ormond moves that the drainage act, now set as a special order for Thursday next, be taken up on Wednesday next instead, at the hour originally set.

The motion is adopted.

On motion of Senator Reynolds, two hundred copies are ordered printed of S. B. 274, bill to amend section 3042 of the Revisal of North Carolina, relative to tobacco warehouse charges.

LEAVE OF ABSENCE.

On motion of Senator Long of Person, leave of absence is granted to Senators Barham and Manning until Wednesday.

PRIVILEGES OF THE FLOOR.

On motion of Senator Empie, the privileges of the floor are granted to former Senator Percy McMullan, of Perquimans County.

Upon motion of Senator Spence, the Senate adjourns until 11 o'clock to-morrow.

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## TWENTY-FOURTH DAY.

SENATE CHAMBER, February 2, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Moncrief, of this city.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

REPORTS OF COMMITTEES.

Reports are submitted from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Spence, H. B. 154, S. B. 247, bill to amend the charter of the town of Wilson.

Senator Spence states that while the committee has not officially acted upon this bill, he has examined same and sees no objection to it, and he recommends that it be placed on the Calendar. It is so ordered.

From Committee on Revisal:

By Senator Ray, S. B. 205, bill to repeal section 1305 of the Revisal of 1905 of North Carolina. Reported without prejudice.

By Senator Ray, S. B. 98, bill to amend section 641 of the Revisal, in reference to the advertisement of real estate sold under execution, deed of trust, mortgage, etc., with favorable report.

By Senator Ray, S. B. 167, bill to amend section 2619 of the Revisal, in reference to servants on trains, etc., with favorable report.

From Committee on Public Roads:

By Senator Clark, S. B. 382, bill for the improvement of the public roads of McNeill's Township, Moore County, with favorable report.

By Senator Clark, S. B. 244, bill to amend section 2721 of the Revisal of 1905, relative to the road law, with an amendment by the committee.

By Senator Clark, S. B. 295, bill to amend section 2727 of the Revisal, relating to the use of traction engines and road steamers on the public roads of Randolph County, with favorable report.

By Senator Clark, H. B. 354, S. B. 372, bill to protect the public roads of New Hanover County, by levying a license tax on automobiles and other motor vehicles for the repair of the public roads, with favorable report.

By Senator Clark, H. B. 98, S. B. 389, bill relating to the control of automobiles and other vehicles on the public roads and highways of Edgecombe and Nash counties, with favorable report.

ENGROSSED BILLS.

From Committee on Engrossed Bills:

Senator Barham, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 94, bill to authorize the Board of County Commissioners of Macon County to establish a chaingang.

S. B. 15, bill to give a laborer a lien on any article of personal property on or with which he has performed service.

S. B. 24, bill to establish the county line between the counties of Swain and Macon.

S. B. 324, bill to appoint justices of the peace for Randolph County.

LEAVES OF ABSENCE.

On motion of Senator Long of Person, leave of absence is granted indefinitely to Senator Barham.

On motion of Senator Manning, leave of absence is granted to Senator Nimocks.

On motion of Senator Dockery, the privileges of the floor are extended to Hon. W. I. Everett, of Richmond County.

On motion of Senator Elliott, the privileges of the floor are extended to Hon. C. L. Turner.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 79, S. B. 405, bill to regulate the hunting of foxes in Chatham County.

Referred to Committee on Game Laws.

H. B. 90, S. B. 407, bill to validate certain probate and registration.

Referred to Judiciary Committee.

H. B. 158, S. B. 408, bill to repeal section 3478 of the Revisal of 1905, chapter 81, relative to shooting wild fowls in Pamlico Sound, in Hyde County.

Referred to Committee on Revisal.

H. R. 175, S. R. 409, resolution to memoralize the United States Congress to aid in the construction of post-roads and highways in North Carolina.

Referred to Committee on Federal Relations.

H. B. 202, S. B. 35, bill to amend section 3093 of the Revisal of 1905, concerning year's support of widows.

Referred to Judiciary Committee.

H. B. 217, S. B. 410, bill to amend chapter 348 of the Public Laws of 1907, relative to hunting upon the lands of another in Davidson County.

Referred to Committee on Game Laws.

H. B. 217, S. B. 411, bill to regulate the hunting of quail, partridges, wild turkeys and other game birds in Alamance County.

Referred to Committee on Game Laws.

H. B. 259, S. B. 412, bill to amend section 1747 of the Revisal of 1905 so as to extend the time for registering grants.

Referred to Committee on Judiciary.

H. B. 278, S. B. 413, bill to amend section 2, chapter 732 of the Public Laws of 1907, relative to the salary of the assistant librarian of the Supreme Court.

Referred to Committee on Salaries and Fees.

H. B. 299, S. B. 414, bill to appoint a cotton-weigher for the town of Warsaw, Duplin County.

Referred to Committee on Propositions and Grievances.

H. B. 323, S. B. 415, bill to protect squirrels in White Oak Township.

Referred to Committee on Game Laws.

H. B. 337, S. B. 416, bill to prohibit seining in Transylvania County.

Referred to Committee on Fish and Fisheries.

H. B. 346, S. B. 189, bill to prevent the sale or disposal of timber or crossties caught adrift in the waters of the Cape Fear River, in the counties of Brunswick, New Hanover and Pender, for concurrence in House amendment.

Placed on the Calendar.

H. B. 352, S. B. 417, bill to authorize the mayor and commissioners of the town of Highlands, in Macon County, to sell Lot No. 102, on Front Street, in said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 384, S. B. 418, bill authorizing the Board of Commissioners of Transylvania County to levy a special tax.

Referred to Judiciary Committee.

H. B. 412, S. B. 419, bill to repeal chapter 344, Private Laws of 1903, the charter of the village of Gladstone, in Stanly County.

Referred to Committee on Counties, Cities and Towns.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Bassett, petition from merchants of Rocky Mount, protesting against the passage in the Senate of a measure having for its object the prevention of sending accounts for collection under what is known as "The Florida Garnishment Law."

By Senator Bassett, petition from railway employees and other citizens of Rocky Mount, urging the passage of the bill introduced in the Senate to provide for the better protection of earnings of employees of railway corporations and others engaged in interstate business and to assure to them the benefit of the exemption laws of the State.

Both petitions are referred to the Judiciary Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Manning, S. B. 420, bill to repeal section 3073 of the Revisal of 1905 and provide a new section therefor.

Referred to Judiciary Committee.

By Senator Starbuck, S. B. 421, bill to amend chapter 11 of the Private Laws of 1905, relating to the graded school in the town of Kernersville.

Referred to Committee on Education.

By Senator Manning, S. B. 422, bill to amend the charter of Elon College.

Referred to Committee on Corporations.

By Senator Elliott, S. B. 423, bill to incorporate the town of Iron Station, in Lincoln County.

Referred to Committee on Counties, Cities and Towns.

By Senator Elliott, S. R. 424, resolution requesting Finance Committee to report Revenue Bill by February 12th, and that no bills be introduced after February 15th.

Referred to Committee on Rules.

By Senator Starbuck, S. B. 425, bill to consolidate and revise the charter of the city of Winston.

Referred to Committee on Counties, Cities and Towns.

By Senator Turner, S. B. 426, bill for the relief of prisoners in jail awaiting trial.

Referred to Committee on Propositions and Grievances.

By Senator Holden, S. B. 427, bill to amend chapter 200 of the Private Laws of 1905.

Referred to Committee on Counties, Cities and Towns.

By Senator Ray, S. B. 428, bill to pay off and refund twenty thousand dollars town-hall, sewerage and waterworks bonds of the town of Hendersonville, issued the 1st day of October, 1890, and maturing the 1st day of October, 1910.

Referred to Judiciary Committee.

By Senator Fry, S. R. 429, resolution that no bills be introduced after February 15th.

Referred to Committee on Rules.

By Senator Mills, S. B. 430, bill to authorize the Governor to appoint special policemen for Rutherford County.

Referred to Judiciary Committee.

By Senator Shaw, S. B. 431, bill to fix the time for holding the terms of the Superior Court of Robeson County.

Referred to Committee on Judicial Districts.

On motion of Senator Doughton, H. B. 21, S. B. 200, bill to regulate the holding of a special election for a special school tax, is withdrawn from the Committee on Education and placed on the Calendar.

On motion of Senator Long of Person, S. R. 378, resolution relative to paying the expenses incurred by the Inaugural Committee, is withdrawn from the Committee on Appropriations and ordered placed on the Calendar.

Senator Fry moves that the rules be suspended and that S. R. 429, resolution providing that no bills shall be introduced after February 15th, be withdrawn from the Committee on Rules and be placed on the Calendar.

The motion fails of adoption.

Senator Ray moves that S. B. 178, bill to amend section 1950 of the Revisal, relating to the legal rate of interest, which was reported by Judiciary Committee with an unfavorable report, be placed on the Calendar.

The motion is adopted.

Senator Travis moves that H. B. 17, S. B. 237, be recalled from the office of the Enrolling Clerk.

The motion is adopted.

Senator Travis thereupon moves that the vote by which this bill passed third reading be reconsidered, and that the bill be re-referred to the Committee on Justices of the Peace.

The motion is adopted.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 354, S. B. 372, bill to protect the public roads of New Hanover County by levying a special tax on automobiles and other motor vehicles for the repair of the public roads, on second reading.

The bill passes second reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Senators Bassett, Britt, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Holden, Jones, Lee, Lockhart, Long of Person, Love, Manning, Martin, Mills, McCall, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Turner, West—29.

H. B. 154, S. B. 247, bill to amend the charter of Wilson, on second reading.

The bill passes second reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Senators Bassett, Britt, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Holden, Jones, Lee, Lockhart, Long of Person, Love, Manning, Martin, Mills, McCall, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Turner, West—29.

H. B. 219, S. B. 388, bill for the improvement of the public roads in McNeill's Township, Moore County, on second reading.

The bill passes second reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Senators Bassett, Britt, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Holden, Jones, Lee, Lockhart, Long of Person, Love, Manning, Martin, Mills, McCall, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Turner, West—29.

S. B. 189, H. B. 316, bill to prevent the sale or disposal of timber or cross-ties caught adrift in the waters of the Cape Fear River, in the counties of Brunswick, New Hanover and Pender, for concurrence in the House amendment.

The amendment is concurred in and the bill is ordered enrolled.

S. B. 167, bill to amend section 2619 of the Revisal of North Carolina, in reference to servants on trains.

The bill passes second reading.

S. B. 205, bill to repeal section 1305 of the Revisal of North Carolina, on its second reading.

The bill passes second reading.

The bill is placed on its third reading and fails to pass.

H. R. 277, S. R. 378, resolution relative to paying the expenses incurred by the Inaugural Committee, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 295, bill to amend section 2727 of the Revisal of 1905, regulating the use of traction engines and road steamers on the public roads of Randolph County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 131, S. B. 244, bill to amend section 2721 of the Revisal of 1905, relative to road law, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

S. B. 98, bill to amend section 641 of the Revisal, in reference to the advertisement of real estate sold under execution, deed of trust, mortgage, etc., on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 178, bill to amend section 1950 of the Revisal, relating to the legal rate of interest, on its second reading:

Senator Elliott calls for the ayes and noes. The call is sustained.

The bill fails to pass second reading, ayes 3, noes 29, as follows:

Those voting in the affirmative are: Senators Fry, Lockhart and Ray—3.

Those voting in the negative are: Senators Bassett, Britt, Clark, Dockery, Doughton, Elliott, Empie, Hankins, Holden, Jones, Lee, Long of Person, Love, Manning, Martin, McCall, Peele, Pharr, Powell, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West—29.

Senator Manning offers the following resolution:

*Resolved*, That the Senate invite Dr. J. M. McCormick, of the American Medical Association, to deliver an address; and also Surgeon C. P. Wurtenbaker, of the United States Public Health and Marine Hospital, to deliver a lecture on the subject of tuberculosis, on Thursday evening, February 4th.

The motion is adopted.

On motion of Senator Spence, the Senate adjourns until to-morrow morning at 11 o'clock.

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## TWENTY-FIFTH DAY.

SENATE CHAMBER, February 3, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Milton A. Barber, of this city.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports are submitted from standing committees as follows:

From Committee on Agriculture:

By Senator Doughton, H. B. 279, S. B. 384, bill to amend section VIII, chapter 87 of the Revisal of 1905, and to abolish the Crop-pest Commission as now constituted and transfer its powers and duties to the Board of Agriculture, with favorable report.

By Senator Doughton, H. B. 280, S. B. 385, bill to regulate the registration and sale of concentrated commercial feeding stuffs.

The committee report a substitute for the bill and recommend the adoption of the substitute.

From Committee on Counties, Cities and Towns:

By Senator Spence, H. B. 34, S. B. 302, bill to repeal chapter 513 of the Public Laws of 1907, relative to increasing the commissioners in Sampson County, with favorable report.

By Senator Spence, S. B. 427, bill to repeal chapter 200 of the Private Laws of 1905, with favorable report.

S. B. 84, by Senator Jones, bill to amend the charter of the town of Lowell, in Gaston County, with favorable report.

By Senator Sherrill, S. B. 245, bill to amend the charter of the town of Granite Falls, Caldwell County, being chapter 323 of the Private Laws of 1899, with favorable report.

By Senator Peele, S. B. 287, bill to permit the commissioners of Richmond County to donate land for the purpose of erecting a Confederate monument thereon, with favorable report.

By Senator Peele, H. B. 352, S. B. 417, bill to authorize the mayor and board of commissioners of the town of Highlands, Macon County, to sell lot No. 102, with favorable report.

By Senator Peele, H. B. 75, S. B. 121, bill to authorize the commissioners of Ashe County to levy a special tax for the purpose of building bridges in Ashe County. Reported favorable, with the amendment suggested by the committee.

From Committee on Banks and Currency:

By Senator Clark, H. B. 212, S. B. 380, bill authorizing payment of deposits made in trust and for the relief of the persons for whom such deposits are made, with unfavorable report.

By Senator Clark, H. B. 213, S. B. 381, bill to empower banks, banking institutions and trust companies to pay out deposits made in the name of two persons, with favorable report.

From Judiciary Committee:

By Senator Pharr, S. B. 288, bill to permit the commissioners of Rutherford County to donate land for the purpose of erecting a Confederate monument thereon, with favorable report.

By Senator Pharr, H. B. 377, S. B. 373, bill to levy a special tax in Ashe County, with favorable report.

By Senator Britt, H. B. 28, S. B. 336, bill to empower the ex-Sheriff of Graham County to collect back taxes, with favorable report.

By Senator Britt, H. B. 67, S. B. 199, bill to amend chapter 83 of the Private Laws of 1907, authorizing a bond issue for the town of Lenoir, with favorable report.

By Senator Britt, H. B. 286, S. B. 376, bill to fix the liability of banks to depositors for a forged check.

The committee report an amendment and, with the amendment reported, recommend the passage of the bill.

By Senator Gay, S. B. 283, bill to amend section 1652 of the Revisal of 1905, with favorable report.

By Senator Lockhart, H. B. 283, S. B. 386, bill to validate deeds and instruments heretofore executed by corporations, with favorable report.

By Senator Lockhart, S. B. 430, bill to authorize the Governor to appoint special policemen for Rutherford County, with favorable report.

By Senator Lockhart, H. B. 307, S. B. 347, bill to amend section 2136 of the Revisal of 1905, so as to make the time required for publication of citation in cases of *caveat* four instead of six weeks, with favorable report.

By Senator Lockhart, S. B. 395, bill to amend section 982 of the Revisal.

By Senator Starbuck, S. B. 177, bill to amend section 573 of the Revisal, relating to the docketing of judgments.

The committee report a substitute and recommend that the substitute be adopted.

By Senator Starbuck, S. B. 428, bill to pay off and refund $20,000 town-hall, sewerage and waterworks bonds of the town of Hendersonville, issued the first day of October, 1890, and maturing the first day of October, 1910, with favorable report.

H. B. 329, S. B. 316, bill authorizing the commissioners of Chatham County to pay off its present floating indebtedness incurred prior to January 1, 1909, with favorable report.

By Senator Starbuck, H. B. 328, S. B. 319, bill to amend chapter 237 of the Private Laws of 1907, it being an act to authorize the town of Canton to issue bonds, with favorable report.

By Senator Manning, S. B. 126, bill to enable the town of Hillsboro to refund its existing indebtedness to provide for the payment of its future indebtedness for necessary expenses and to assess property owners for the improvement of sidewalks, with favorable report.

By Senator Manning, S. B. 333, bill to amend section 1199 of the Revisal, relative to service of summons, with favorable report.

By Senator Manning, S. B. 420, bill to repeal section 3073 of the Revisal and to provide a new section therefor, with favorable report.

By Senator Fry, S. B. 327, bill authorizing the commissioners of Jackson County to donate lands for the purpose of erecting a Confederate monument thereon, with favorable report.

By Senator Fry, S. B. 401, bill to secure from damages and notably to secure from damages by fire such woodlands in North Carolina as are situated above the contour line of two thousand feet and as may be designated State forests in North Carolina.

The committee report an amendment and recommend passage of the bill with amendment.

By Senator Holden, H. B. 202, S. B. 35, bill to amend section 3093 of the Revisal of 1905, concerning year's support of widows, with favorable report.

From Committee on Salaries and Fees:

By Senator Holden, H. B. 147, S. B. 268, bill to regulate the pay of jurors in Duplin County, with favorable report.

By Senator Holden, S. B. 170, bill to increase the salary of the State Librarian, with unfavorable report.

By Senator Holden, S. B. 413, to amend section 2, chapter 732 of the Public Laws of 1907, relative to salary of the assistant librarian of the Supreme Court, with unfavorable report.

By Senator Spence, S. B. 375, bill to regulate the fees of officers in the county of Catawba, with unfavorable report.

By Senator Spence, S. B. 352, bill to amend Guilford County salary bill, Acts 1905 and 1907, relating to the allowance to the Clerk of the Superior Court.

H. B. 409, S. B. 362, bill to increase the pay of jurors in Columbus County, with favorable report.

By Senator Burton, S. B. 301, bill to amend section 1, chapter 732, Laws of 1907, in regard to Supreme Court marshal, with unfavorable report.

By Senator Burton, S. B. 279, bill relating to the fees of officers in certain cases, to apply to Bladen County only, with favorable report.

By Senator Burton, S. B. 152, bill to authorize the commissioners of Caldwell County to pay the clerk certain fees, with unfavorable report.

From Committee on Counties, Cities and Towns:

By Senator Shaw, S. B. 291, bill to create a new township in Robeson County by taking a part of Britt and Sterling townships, with favorable report.

From Committee on Corporations:

By Senator Pharr, S. B. 422, bill to amend the charter of the town of Elon College, with favorable report.

From Judiciary Committee:

By Senator Starbuck, S. B. 103, bill to amend sections 3263 and 3264 of the Revisal of 1905, relating to peremptory challenges in criminal actions and to abolish the practice of standing aside jurors to the end of the panel, with unfavorable report.

The committee report a substitute for this bill and for 183, and recommend the adoption of the substitute.

By Senator Fry, bill to create a new judicial district of the counties of Guilford and Alamance, reported without prejudice.

On motion, S. B. 259, bill to authorize the Board of Commissioners of Macon County to donate or lease a certain plat of ground to establish a Confederate monument thereon, is withdrawn from Committee on Counties, Cities and Towns, and referred to Committee on Appropriations.

On motion of Senator Dockery, he is authorized to withdraw from the Senate S. B. 74, a bill establishing a criminal court to be called the criminal court of Lee County.

PRIVILEGES OF THE FLOOR.

On motion of Senator Tilson, the privileges of the floor are granted former Senator Burleson, of Mitchell County.

On Motion of Senator Means, the privileges of the floor are extended to Hon. A. C. Avery, of Morganton.

LEAVE OF ABSENCE.

On motion of Senator Blow, leave of absence of one day is granted to the Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Pharr, S. B. 468, bill to promote the proper management of forest lands in North Carolina.

Referred to Judiciary Committee.

By Senator Pharr, S. B. 469, bill to amend section 1128 of the Revisal of 1905, relative to powers of corporations.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 470, bill to drain lowlands of Clarks Creek and its tributaries, in Lincoln County.

Referred to Committee on Agriculture.

By Senator Elliott, S. B. 471, bill to appoint W. F. Bruns and N. A. Whitener justices of the peace for Catawba County.

Referred to Committee on Justices of the Peace.

By Senator Fry, S. B. 472, bill to provide for the appointment of court stenographers for the counties of Swain, Haywood, Jackson, Transylvania, Cherokee and Macon.

Referred to the Judiciary Committee.

By Senator Ray, S. B. 474, bill to amend the graded-school law of Hendersonville.

Referred to Committee on Education.

By Senator Latham, S. B. 473, bill to promote the cultivation of oyster industry in North Carolina.

Referred to Committee on Shellfish.

By Senator Jones, S. B. 475, bill to amend section 1051 of the Revisal of 1905, relative to holding inquests.

Referred to Committee on Revisal.

By Senator Jones, S. B. 476, bill to amend section 2775 of the Revisal of 1905, relative to the fees of coroners.

Referred to Committee on Salaries and Fees.

By Senator Blow, S. B. 477, bill to fix the time for holding the terms of the Superior Court of the county of Pitt.

Referred to the Committee on Judiciary.

By Senator Sherrill, S. B. 478, bill for the relief of Samuel P. Austin, an ex-Confederate soldier.

By Senator Nimocks, S. B. 479, bill to regulate land surveying.

Referred to Committee on Judiciary.

By Senator Barringer, S. B. 480, bill to encourage agriculture and home industry.

Referred to Committee on Agriculture.

By Senator Barringer, S. B. 481, bill to encourage agriculture and home industry.

Referred to Committee on Agriculture.

By Senator Barringer, S. B. 482, bill to grant a new charter to the city of High Point, Guilford County, repealing all laws in conflict herewith.

Placed on the Calendar.

By Senator Barringer, S. B. 483, bill to encourage agriculture and home industry.

Referred to Committee on Agriculture.

By Senator Barringer, S. B. 484, bill to encourage agriculture and home industry.

Referred to Committee on Agriculture.

By Senator Barringer, S. B. 485, bill to encourage agriculture and home industry.

Referred to Committee on Agriculture.

By Senator Barringer, S. B. 486, bill to revise the laws regulating the militia.

Referred to Committee on Military Affairs.

By Senator Means, S. B. 487, bill to make uniform the law of certificates of stock.

Referred to the Committee on Judiciary.

By Senator Peele, S. B. 488, bill to provide for the working of the public roads of Lee County by convicts.

Referred to Committee on Public Roads.

By Senator Holden, S. B. 489, bill to provide good roads in Franklinton Township, Franklin County.

Referred to Committee on Public Roads.

By Senator Fry, S. B. 490, bill to amend charter of the North Carolina Talc and Mining Company, Private Laws 1901, chapter 212.

Referred to Committee on Corporations.

By Senator Holden, S. B. 491, bill to provide good roads in Franklin County.

Referred to Committee on Public Roads.

By Senator Manning, S. B. 492, bill to appoint A. M. Sorrell a justice of the peace of Oak Grove Township of Durham County.

Referred to Committee on Justices of the Peace.

By Senator Empie, S. B. 493, bill relating to moving pictures.

Referred to Committee on Propositions and Grievances.

By Senator Jones, S. B. 494, bill to incorporate the Citizens and Farmers Bank of Raleigh, N. C.

Referred to Committee on Corporations.

By Senator Barringer, S. B. 495, bill to establish a Reformatory or Manual Training School for the detention and reformation of the criminal negro youth of the State.

Referred to Committee on Penal Institutions.

By Senator Scott, S. B. 496, bill to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene.

Referred to Committee on Public Health.

By Senator Empie, S. B. 497, bill to protect the forests of North Carolina from fire.

Referred to Committee on Propositions and Grievances.

By Senator Doughton (by request), S. B. 498, bill to establish and provide for the organization of the county of Avery from the territory of Mitchell and Watauga counties.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 604, S. B. 432, bill to appoint M. C. Parrott a justice of the peace for Lincoln County.

Placed on the Calendar.

H. B. 546, S. B. 433, bill to appoint justices of the peace for Nash County.

Placed on the Calendar.

H. B. 317, S. B. 434, bill to amend section 3945 of the Revisal of 1905, and to relieve manufacturers of fertilizers of unnecessary requirements.

Referred to Committee on Revisal.

H. B. 318, S. B. 435, bill to entitle the sale of test farms by the Board of Agriculture.

Referred to Committee on Agriculture.

H. B. 369, S. B. 436, bill to authorize the Board of Trustees of Fremont Graded School to sell certain school property.

Referred to Committee on Education.

H. B. 324, S. B. 437, bill to re-establish the office of Treasurer of Guilford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 353, S. B. 438, bill to amend the charter of the town of Highlands, Macon County.

Referred to Committee on Counties, Cities and Towns.

H. B. 265, S. B. 439, bill for the better drainage of lower Creek, in the counties of Burke and Caldwell.

Referred to Committee on Agriculture.

H. B. 265, S. B. 440, bill to protect the game and landowners of Rutherford County.

Referred to Committee on Game Laws.

H. B. 416, S. B. 441, bill to amend the charter of the town of Waynesville.

Referred to Committee on Counties, Cities and Towns.

H. B. 281, S. B. 442, bill to regulate the registration, sale and inspection of condimental patented proprietary trade-mark stock or

poultry foods or feeds, condition powders and stock medicine or remedies.

Referred to Committee on Agriculture.

H. B. 459, S. B. 443, bill to incorporate Elizabeth Lodge, No. 217, I. O. O. F., of North Carolina.

Referred to Committee on Corporations.

H. B. 323, S. B. 444, bill to establish the Franklin Special-school District, to provide for the levy and collection of special tax therein and to authorize said district to issue bonds and provide for the same.

Referred to Committee on Education.

H. B. 360, S. B. 445, bill to authorize the Commissioners of Lincoln County to sell the present lands and homes of the aged and infirm and buy other property in the county of Lincoln upon which to erect a new home for the aged and infirm, and to issue bonds for said purpose.

Referred to Committee on Judiciary.

H. B. 350, S. B. 446, bill to protect millers and customers.

Referred to Committee on Propositions and Grievances.

H. B. 366, S. B. 447, bill to define and make certain the dividing line between the counties of Alleghany and Wilkes, on the Blue Ridge Mountain, near Roaring Gap.

Placed on the Calendar.

H. B. 367, S. B. 448, bill amandatory to the act establishing the Guilford Graded School in Guilford.

Referred to Committee on Education.

H. B. 161, S. B. 449, bill to amend the charter of the city of Burlington.

Referred to Committee on Counties, Cities and Towns.

H. B. 380, S. B. 450, bill to amend section 3072 of the Revisal of 1905, abolishing standard keeper's office in Ashe County.

Referred to Committee on Revisal.

H. B. 410, S. B. 451, bill to repeal chapter 540 of the Public Laws of 1907, relative to the public roads of Columbus County.

Referred to Committee on Public Roads.

H. B. 414, S. B. 452, bill to create and establish a free school district at the county line, near Mollie Spring to be composed of a portion of Montgomery and a portion of Richmond counties.

Referred to Committee on Education.

H. B. 432, S. B. 453, bill to fix the per diem of the Board of Commissioners of Mitchell County.

Referred to Committee on Salaries and Fees.

H. B. 442, S. B. 454, bill to regulate the terms of the Superior Court of Montgomery County.

Referred to Committee on Judicial Districts.

H. B. 444, S. B. 455, bill to amend chapter 877 of the Public Laws of 1907, relating to throwing sawdust in Big Ivy Creek, Buncombe County.

Referred to Committee on Propositions and Grievances.

H. B. 463, S. B. 456, bill to prevent public drunkenness in Mitchell County.

Referred to Judiciary Committee.

H. B. 469, S. B. 457, bill to correct calls in Land Grants Nos. 16128 and 16829, in Ashe County.

Referred to Judiciary Committee.

H. B. 470, S. B. 458, bill to authorize the commissioners of Ashe County to sell the present farm and home for the aged and infirm and purchase another.

Referred to Judiciary Committee.

H. B. 303, S. B. 459, bill relative to the property of insane people discharged from the insane asylum.

Referred to Judiciary Committee.

H. B. 388, S. B. 460, bill to repeal chapter 560, Public Laws of 1903, and chapter 288, Public Laws of 1905, relative to protecting certain lands and waters in Halifax County.

Referred to Committee on Game Laws.

H. B. 428, S. B. 461, bill to authorize the city of New Bern to release the sidewalk improvement assessment.

Referred to Judiciary Committee.

H. B. 493, S. B. 462, bill authorizing the commissioners of McDowell County to issue bonds to pay outstanding indebtedness.

Referred to Judiciary Committee.

H. B. 453, S. B. 463, bill to authorize the Board of Commissioners of Robeson County to issue bonds to pay the outstanding debt of the county.

Referred to Judiciary Committee.

H. B. 468, S. B. 464, bill to authorize Buncombe County to fund its floating indebtedness.

Placed on the Calendar.

H. B. 441, S. B. 465, bill to amend chapter 197 of the Public Laws of 1905 for the better working of the public roads of Chatham County, allowing townships to issue bonds.

Referred to Committee on Public Roads.

H. B. 440, S. B., 466, bill to extend and enlarge the corporate limits of the town of Winterville, in Pitt County.

Referred to Committee on Counties, Cities and Towns.

H. B. 406, S. B. 467, bill to enable the town of Sanford, Lee County, to issue bonds to fund its indebtedness and to authorize the town to levy taxes to meet same, and to submit to the qualified voters of the town of Sanford the question of issuing twenty-five thousand dollars in sewerage bonds.

Referred to Judiciary Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 154, S. B. 247, bill to amend the charter of the town of Wilson, on its third reading.

The bill passes third reading ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Love, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

The bill is ordered enrolled.

H. B. 377, S. B. 373, bill to levy special tax in Nash County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Love, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

S. B. 428, bill to pay off and refund twenty thousand dollars town-hall, sewerage and waterworks bonds of the town of Hendersonville, issued the first day of October, 1890, and maturing the first day of October, 1910, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

H. B. 228, S. B. 319, bill to amend chapter 237 of the Private Laws of 1907, to authorize the town of Canton to issue bonds, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

H. B. 229, S. B. 316, bill authorizing the commissioners of Caswell County to issue bonds to pay its present floating indebtedness, incurred prior to January 1, 1909, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall,

Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

H. B. 151, S. B. 245, bill to amend the charter of the town of Granite Falls, in Caldwell County, being chapter 323 of Private Laws of 1899, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

S. B. 84, bill to amend the charter of the town of Lowell, in Gaston County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

H. B. 67, S. B. 199, bill to amend chapter 83 of the Private Laws of 1907, authorizing a bond issue in the town of Lenoir, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

S. B. 126, bill to enable the town of Hillsboro to fund its indebtedness, to issue bonds for its necessary expense and to assess property owners for sidewalks, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

H. B. 354, S. B. 372, bill to protect the public roads of New Hanover County by levying a license tax on automobiles and other motor vehicles for the repair of public roads, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall,

Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

The bill is ordered enrolled.

H. B. 219, S. B. 382, bill for the improvement of the public roads in McNeill's Township, Moore County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

The bill is ordered enrolled.

H. B. 231, S. B. 337, bill to regulate the pay of jurors in Wilson County, on its second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 268, S. B. 343, bill to revise, consolidate and amend the road laws of Buncombe County, and to authorize the levy of special tax in said county for other purposes, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

H. B. 604, S. B. 432, bill to appoint M. C. Padgett a justice of the peace of Lincoln County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 165, bill to punish public drunkenness, with a minority report, recommending that the bill do pass.

Senator Ray offers the following amendment:

Amend by making the fine not less than five dollars and not more than twenty dollars.

Senator Gay calls for the previous question. The call is sustained.

The amendment offered by Senator Ray fails of adoption.

The bill, on its second reading, fails to pass.

SPECIAL ORDER.

The President lays before the Senate S. B. 171, bill to protect the sale of quail and grouse for a period of two years, on third reading.

Senator Spence moves that the bill be tabled. The motion is lost.

Senator Blow offers a substitute for the bill.

Senator Pharr offers the following amendment:

Amend by inserting the word "kill," in line 2 of section 1, after the word "to" and before the word "sell," and by adding the word "killed" in line 3 of section 2 after the word "sold."

Senator Peele offers the following amendment:

Amend by adding at the end of section 1 the following:

"*Provided further*, it shall be unlawful for any one to kill more than fifteen quail in any one day, and the possession of more than fifteen dead quail shall be *prima facie* evidence of the killing."

Senator Empie calls the previous question. The call is sustained.

The substitute offered by Senator Blow fails of adoption.

The amendment offered by Senator Pharr fails of adoption.

The amendment offered by Senator Peele is adopted.

On the passage of the bill, on its third reading, Senator Gay calls for the ayes and noes. The call is sustained.

The bill passes third reading, ayes 32, noes 14, as follows:

Those voting in the affirmative are: Senators Barringer, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Jones, Kluttz, Latham, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Scott, Shaw, Starbuck, Tilson, Turner, Travis, West, Wray—32.

Those voting in the negative are: Senators Bassett, Blow, Britt, Burton, Dawes, Godwin, Holden, Lee, Lockhart, McCall, Ray, Reynolds, Sherrill, Spence—14.

The bill is ordered engrossed.

H. B. 21, S. B. 200, bill to regulate the holding of a special election for a special school tax, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Sherrill, Spence, West—36.

Substitute for S. B. 112, bill to promote the drainage of wet, swamp and overflowed lands, on third reading.

Senator Spence is granted permission to withdraw the amendment offered by him.

Senator Fry is, also, granted permission to withdraw his amendment.

Senator Clark offers the following amendment:

Amend by changing the word "court" to "drainage commissioners," in line 4 of section 36, page 36.

The amendment is adopted.

The bill, as amended, passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Means, Mills, McCall,

Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Tilson, Turner, Travis, West, Wray—42.

The bill is ordered engrossed and sent to the House of Representatives.

On motion of Senator Martin, two hundred copies are ordered printed of S. B. 473, bill to promote the cultivation of oysters in North Carolina.

On motion of Senator Ormond, two hundred copies are ordered printed of S. B. 363, bill to require fire and casualty companies to deposit a certain amount in cash or securities with the Insurance Commissioner of North Carolina.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Lockhart, petition from citizens of Rockingham County, asking for the passage of an anti-trust law.

Referred to Judiciary Committee.

On motion of Senator Spence, the Senate adjourns until to-morrow morning at 11 o'clock.

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## TWENTY-SIXTH DAY.

SENATE CHAMBER, February 4, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Turner.

The Committee on the Daily Journal reports no correction in the Journal of yesterday's proceedings, and the same stands approved.

REPORTS OF COMMITTEES.

Reports from standing committees are submitted as follows:

From Committee on Corporations:

By Senator Pharr, S. B. 328, bill to incorporate the Franklin Manufacturing and Development Company, with unfavorable report.

By Senator Pharr, S. B. 332, bill to incorporate the John Charles McNeill Memorial Society, with favorable report.

From Committee on Mining:

By Senator Bassett, H. B. 143, S. B. 176, bill to prevent miners from throwing tailings into Silver Creek and its tributaries, in Burke County, with unfavorable report.

From Committee on Propositions and Grievances:

By Senator Fry, S. B. 27, bill to amend section 2777 of the Revisal of 1905, allowing sheriffs fees for seizing illicit distilleries.

The committee reports a substitute and recommends that the original bill do not pass.

By Senator Ormond, H. B. 282, S. B. 338, bill for the relief of the estate of B. J. Fisher, deceased, with unfavorable report.

The committee recommends a substitute for the bill.

By Senator Ormond, S. B. 161, bill to establish stock law in North Carolina, with unfavorable report.

By Senator Gay, S. B. 274, bill to amend section 304 of the Revisal, relative to tobacco warehouse charges.

The committee recommends that the bill do not pass.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Fry, petition from citizens of Transylvania County protesting against any change in the road law of that county.

Referred to Committee on Public Roads.

By Senator Barringer, petition to change the corporate limits of Stokesdale, in the county of Guilford.

Referred to Committee on Counties, Cities and Towns.

By Senator Bassett, petition from citizens of Rocky Mount, requesting the passage of the bill introduced in the Senate by Senator Bassett, entitled "A bill to provide for the better protection of the earnings of employees of railway corporations and others engaged in interstate business, and to assure to them the benefit of the exemption laws of the State of North Carolina relating to personal property."

Referred to Judiciary Committee.

By Senator Pharr, petition of Mecklenburg Camp, U. C. V., No. 382, in reference to any change in the pension law.

Referred to Committee on Pensions and Soldiers' Home.

Petition from the citizens of Ashe County, protesting against the passage of any act levying a tax for the building of bridges in Ashe County.

Referred to Committee on Counties, Cities and Towns.

Petition from the citizens of Mitchell and Watauga counties, requesting the establishment of the county of Avery.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency, the Governor, transmitting a communication from Mr. J. S. Mann, Superintendent of the State's Prison, in reference to funds for the purchase of fertilizers for the State farms for the current year.

Referred to Committee on Penal Institutions.

LEAVES OF ABSENCE.

On motion of Senator Bassett, leave of absence is granted Senators Scott, Mills, Sherrill and Godwin until Monday.

On motion of Senator Spence, leave of absence is granted the subcommittee appointed by the Committee on Institution of the Deaf.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 506, S. B. 499, bill to amend chapter 441 of the Public Laws of 1903, relative to graded school in the town of Troy.

Referred to Committee on Education.

H. B. 438, S. B. 500, bill to establish a road in Madison County.

Referred to Committee on Public Roads.

H. B. 165, S. B. 501, bill to appropriate certain moneys now in the hands of J. R. Swann, former manager of Madison County dispensary.

Placed on the Calendar.

H. B. 544, S. B. 502, bill to allow the city of Asheville to purchase the auditorium property.

Referred to Committee on Counties, Cities and Towns.

H. B. 543, S. B. 503, bill to aid in the development of the city of Asheville.

Referred to Committee on Counties, Cities and Towns.

H. B. 570, S. B. 504, bill relating to the Western Carolina Power and Transportation Company.

Referred to Committee on Corporations.

H. B. 401, S. B. 505, bill to amend section 924, Revisal of 1905, permitting clerks to pay certain amounts to mothers of indigent children.

Referred to Committee on Revisal.

H. B. 397, S. B. 506, bill to supply certain records of Duplin County.

Referred to Judiciary Committee.

H. B. 522, S. B. 507, bill to incorporate the town of Buie, Robeson County.

Referred to Committee on Counties, Cities and Towns.

H. B. 408, S. B. 508, bill to provide for an election in School District No. 1, in Columbus County.

Referred to Committee on Education.

H. B. 338, S. B. 509, bill to regulate hunting wild fowls in Dare County.

Referred to Committee on Game Laws.

H. B. 376, S. B. 510, bill to validate certain probates of G. L. Liverman, former Clerk of the Superior Court of Tyrrell County.

Referred to Committee on Judiciary.

H. B. 608, S. B. 511, bill to appoint justices of the peace for Ocrokoke Township, Hyde County.

Referred to Committee on Justices of the Peace.

H. B. 372, S. B. 512, bill relative to the game law in Clay County.

Referred to Committee on Game Laws.

H. B. 211, S. B. 513, bill to facilitate the release of mortgages and deeds of trust.

Referred to Judiciary Committee.

H. B. 242, S. B. 514, bill for the relief of certain patrons of Shoal

Creek Graded School, in Jackson County, who live within the corporate limits of the town of Whittier, in Swain County.

Referred to Committee on Propositions and Grievances.

H. B. 300, S. B. 515, bill to repeal chapter 60, Laws of special session of 1908, relating to the corporate limits of the town of Murphy.

Referred to Committee on Counties, Cities and Towns.

H. B. 306, S. B. 516, bill to amend section 1506 of the Revisal of 1905, relating to time of holding certain courts in Third Judicial District.

Referred to Committee on Judicial Districts.

H. B. 573, S. B. 517, bill to incorporate the Carolina-Tennessee Power Company.

Referred to Committee on Corporations.

H. B. 507, S. B. 518, bill to appoint justices of the peace of Montgomery County.

Placed on the Calendar.

H. B. 582, S. B. 519, bill for removing bridge in Warren County.

Referred to Committee on Public Roads.

H. B. 545, S. B. 520, bill to amend the charter of the city of Asheville.

Referred to Committee on Counties, Cities and Towns.

H. B. 427, S. B. 521, bill to authorize the city of New Bern to levy special taxes to pay interest on its bonds.

Referred to Committee on Judiciary.

On motion of Senator Barringer, S. B. 482, bill to grant a new charter to the city of High Point, repealing all laws and clauses of laws in conflict therewith, is withdrawn from the Judiciary Committee and re-referred to the Committee on Counties, Cities and Towns.

On motion of Senator Latham, H. B. 45, S. B. 93, bill to change the time of holding the meetings of the Commissioners of Dare County, is withdrawn from committee and placed on the Calendar.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 16, S. B. 80, an act to correct and amend section 2 of chapter 201 of the Private Laws of North Carolina of 1905, it being An act to amend, revise and consolidate all laws relating to the town of Mt. Olive, in the county of Wayne.

H. B. 125, S. B. 233, an act to amend chapter 113, section 5315 of the Revisal of 1905 of North Carolina, in reference to State boundaries.

H. B. 313, S. B. 105, an act to drain White Oak Swamp in Bladen County.

H. B. 171, S. B. 73, an act to amend section 1042 of the Revisal of 1905.

H. B. 243, S. B. 218, an act to amend section 1283, chapter 22, Revisal of 1905, relative to liability of counties in criminal actions.

H. B. 249, S. B. 250, an act to amend section 1661 of the Revisal of 1905 of North Carolina, pertaining to fences in Sampson County.

H. B. 343, S. B. 125, an act to amend the charter of the town of Hendersonville.

H. B. 170, S. B. 23, an act to amend section 1311 of the Revisal of 1905, relating to the Board of Commissioners for the county of Pitt.

H. B. 345, S. B. 49, an act to amend chapter 115 of the Private Laws of 1899, relating to the town of Greenville.

H. B. 117, S. B. 215, an act to amend the charter of the town of Crouse, in Lincoln County.

H. R. 455, S. R. 305, joint resolution to pay the expenses of the joint subcommittee of the Senate and House on Insane Asylums, which visited the hospital at Morganton.

H. B. 482, S. B. 55, an act to permit Wakelon Graded and High-school District, in Wake County, to vote $10,000 of bonds.

H. B. 569, S. B. 50, an act appointing T. J. Wooten a justice of the peace of Robeson County.

H. B. 346, S. B. 189, an act to prevent the sale or disposal of timber or cross-ties caught adrift in the waters of the Cape Fear River, in the counties of Brunswick, New Hanover and Pender.

H. B. 530, S. B. 36, an act to locate an extension of West Center Street, in the town of Pikeville, and to authorize the Board of Town Commissioners of said town to lay off, establish and open said street.

H. B. 108, S. B. 127, an act to prevent the depredation of turkeys and geese in Jackson and Swain counties.

H. B. 314, S. B. 44, an act to protect squirrels in Sampson County.

H. B. 168, S. B. 249, an act to permit guardians to cultivate lands of their wards.

H. B. 423, S. B. 110, an act to authorize the commissioners of Rutherford County to levy a special tax for bridge purposes.

H. B. 475, S. B. 95, an act to establish a special criminal court in the city of Durham, and in Durham Township, and to prescribe the jurisdiction thereof.

H. B. 231, S. B. 337, an act to regulate the pay of jurors in Wilson County.

H. B. 533, S. B. 265, an act to amend section 4 of chapter 73 of the Private Laws of North Carolina, session of 1869-'70, being an act to incorporate the Masonic Temple Association of the city of Charlotte.

H. B. 604, S. B. 432, an act to appoint M. C. Padget a justice of the peace for Lincoln County.

H. B. 131, S. B. 244, an act to amend section 2721 of the Revisal of 1905, relative to road law.

H. B. 154, S. B. 247, an act to amend the charter of the town of Wilson.

H. B. 354, S. B. 372, an act to protect the public roads of New Hanover County by laying a license tax on automobiles and other motor vehicles for the repair of the public roads.

H. B. 560, S. B. 335, an act to incorporate the North Carolina Public-service Company.

H. R. 277, S. R. 378, a joint resolution relative to the payment of expenses incurred by the Inaugural Committee as provided by House Resolution 7, Senate Resolution 1.

ADDITION TO COMMITTEE.

The President announces the appointment of Senator Peele as a member of the Committee on Public Health.

PRIVILEGES OF THE FLOOR.

On motion of Senator Barringer, the privileges of the floor are extended to Hon. Theo. Kluttz, of Salisbury, former Congressman.

On motion of Senator Nimocks, the privileges of the floor are extended Hon. W. S. O'B. Robinson, of Goldsboro.

On motion of Senator Doughton, the privileges of the floor are extended to former Senator Lovill, of Watauga.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Manning, S. B. 522, bill to amend chapter 543, Public Laws 1905, relating to the settlement of certain Western North Carolina railroad construction bonds.

Referred to Judiciary Committee.

By Senator Manning, S. B. 523, bill to amend chapter 96, Public Laws of 1907, relating to the extension of the time to compute, compromise and settle the State debt.

Referred to Committee on Revisal.

By Senator Manning, S. B. 524, bill concerning the assistant librarian and employees of the Supreme Court.

Referred to Committee on Salaries and Fees.

By Senator Manning, S. B. 525, bill to authorize the Board of Commissioners of Durham County to issue bonds to pay its indebtedness.

Referred to Judiciary Committee.

By Senator Johnson, S. B. 526, bill to regulate the shooting of squirrels in Currituck County.

Referred to Committee on Game Laws.

By Senator Starbuck, S. B. 527, bill to amend section 1506 of the Revisal of 1905, in relation to the Superior Court of Forsyth County.

Referred to Committee on Judicial Districts.

By Senator Barringer, S. B. 528, bill to change the boundaries of the town of Stokesdale, in the county of Guilford.

Referred to Committee on Counties, Cities and Towns.

By Senator Hawes, S. B. 529, bill to incorporate the town of Watha, in Pender County.

Referred to Committee on Counties, Cities and Towns.

By Senator Nimocks, S. B. 530, bill to provide for the better working and maintenance of the public roads of Cumberland County.

Referred to Committee on Public Roads.

By Senator Long of Person, S. B. 531, bill to prevent the sale of certain commodities at the annual meeting of the Lower County Line Primitive Baptist Association.

Referred to Committee on Propositions and Grievances.

By Senator Shaw, S. B. 532, bill for the relief of G. W. Bullock, ex-Register of Deeds of Robinson County.

Referred to Committee on Counties, Cities and Towns.

By Senator Empie, S. B. 533, bill to authorize and empower the Seaboard Air Line Railway, or the receivers operating the same, to condemn lands in the city of Wilmington for terminal purposes.

Referred to Judiciary Committee.

By Senator Fry, S. B. 534, bill to amend chapter 210 of the Public Laws of 1905, authorizing the Highway Commission of Valleytown Township, in Cherokee County, to issue bonds to macadamize roads.

Referred to Judiciary Committee.

By Senator Manning, S. B. 535, bill to appoint W. G. Cheek a justice of the peace of Chapel Hill Township, Orange County, and for a deputy sheriff at Chapel Hill.

Referred to Committee on Justices of the Peace.

By Senator Burton, S. B. 536, bill to provide additional support for the graded public school in the city of New Bern, and for amending the act to establish graded schools in the city of New Bern, ratified March 4, 1899.

Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 282, S. B. 338, an act for the relief of the estate of B. J. Fisher, deceased, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 401, bill to render secure from damage, and notably secure from damage by fires, such woodlands in North Carolina as are situated above the contour line of 2,000 feet and as may be declared to be State forests of North Carolina, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 279, bill relating to the fees of officers in certain cases, to apply to Bladen County only, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 20, S. B. 235, bill to amend section 3773 of the Revisal of 1905, in relation to bridges in Wayne County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 147, S. B. 268, bill to regulate the pay of jurors in Duplin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 287, bill permitting the commissioners of Richmond County to donate land for the purpose of erecting thereon a Confederate monument, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 288, bill to permit the commissioners of Rutherford County to donate land for the purpose of erecting thereon a Confederate monument, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 428, bill to pay off and refund the twenty thousand dollars town-hall, sewerage and waterworks bonds of the town of Hendersonville, issued the first day of October, 1890, and maturing the first day of October, 1910, on second reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered sent to the House of Representatives.

H. B. 377, S. B. 373, bill to levy a special tax in Ashe County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered enrolled.

H. B. 268, S. B. 343, bill to revise, consolidate and amend the road laws of Buncombe County and to authorize the levy of special taxes in said county, and for other purposes, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered enrolled.

S. B. 84, bill to amend the charter of the town of Lowell, Gaston County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered sent to the House of Representatives.

H. B. 228, S. B. 319, bill to amend chapter 237 of the Private Laws of 1907, it being An act to authorize the town of Canton to issue bonds, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered enrolled.

H. B. 229, S. B. 316, bill to authorize the commissioners of Chatham County to issue bonds to pay its present floating indebtedness incurred prior to January 1, 1909, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered enrolled.

H. B. 151, S. B. 245, bill to amend the charter of the town of Granite Falls, in Caldwell County, being chapter 323 of the Private Laws of 1899, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered enrolled.

H. B. 57, S. B. 199, bill to amend chapter 83 of the Private Laws of 1907, authorizing a bond issue in the town of Lenoir, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele,

Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered enrolled.

S. B. 126, bill to enable the town of Hillsboro to fund its indebtedness to issue bonds for its necessary expenses, to assess property owners for sidewalks, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

The bill is ordered sent to the House of Representatives.

H. B. 75, S. B. 121, bill authorizing the commissioners of Ashe County to levy a special tax for the purpose of building bridges for Ashe County, on second reading.

The amendment offered by the committee is adopted.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

H. B. 468, S. B. 464, bill to authorize Buncombe County to fund its floating indebtedness, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Long of Person, Love, Manning, Martin, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Spence, Starbuck, Turner, Travis, West—36.

S. B. 291, bill to create a new township in Robeson County by taking a part of Britt's and Sterling's townships in said county, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 34, S. B. 302, bill to repeal chapter 513 of the Public Laws of 1907, relative to increasing the commissioners of Sampson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 546, S. B. 433, bill to appoint justices of the peace for Nash County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 327, bill authorizing the commissioners of Jackson County to

donate land to erect a Confederate monument thereon, on second reading.

The bill passes second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 333, bill to amend section 1199 of the Revisal of 1905, relative to service of summons in certain cases, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 28, S. B. 336, bill to empower the ex-sheriff of Graham County to collect back taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 307, S. B. 347, bill to amend section 3136 of the Revisal of 1905 so as to make the time for publication of citation in cases of *caveat* four instead of six weeks, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 227, S. B. 352, bill to amend the Guilford County salary bill, Acts of 1905 and 1907, relative to the allowance to the clerk of the Superior Court, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 409, S. B. 362, bill to increase the pay of jurors in Columbus County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 279, S. B. 384, bill to amend section 8, chapter 87 of the Revisal of 1905, to abolish the Crop-pest Commission as now constituted and transfer its powers and duties to the Board of Agriculture, on second reading.

The bill passes second reading.

H. B. 65, S. B. 93, bill to change the time of the meeting of the commissioners of Dare County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 165, S. B. 501, bill to incorporate certain moneys now in the hands of J. R. Swann, former manager of the Madison County dispensary, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 280, S. B. 385, bill to regulate the registration and sale of concentrated commercial feeding stuffs, on second reading.

The bill passes second reading.

S. B. 395, bill to amend section 982 of the Revisal of North Carolina of 1905.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 352, S. B. 417, bill to authorize the mayor and board of commissioners of the town of Highlands to sell Lot No. 102 of said town, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 422, bill to amend the charter of Elon College, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 420, bill to repeal section 3073 of the Revisal and to provide a new section therefor.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading.

Senator Fry offers the following amendment:

"Amend by excepting Swain County from this act."

The amendment is adopted.

The bill, as amended, passes third reading and is ordered sent to the House of Representatives.

S. B. 27, bill to amend section 2777 of the Revisal, allowing sheriffs fees for seizing illicit distilleries, on second reading.

The substitute offered by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 332, bill to incorporate the John Charles McNeill Memorial Society, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 507, S. B. 518, bill to appoint a justice of the peace in Montgomery County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 286, S. B. 376, bill fixing the liability of a bank for a forged or raised check, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

H. B. 427, bill to amend chapter 200 of the Private Laws of 1905, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 430, bill to authorize the Governor to appoint special policemen for Rutherford County, on second reading.

The bill passes second reading.

H. B. 366, S. B. 447, bill to define and make certain the dividing line between the counties of Alleghany and Wilkes, on the Blue Ridge Mountains near Roaring Gap, on second reading.

Senator Lee moves that the bill be re-referred to Committee on Counties, Cities and Towns.

The motion fails of adoption.

The bill passes second and third readings and is ordered enrolled.

S. B. 166, bill to amend chapter 850, Public Laws of 1907, in reference to the separation of races in street cars.

Senator Manning offers the following amendment:

Amend by adding after the words "Chapter 850," in section 1, the words "Public Laws of 1907."

Senator Spence offers the following amendment:

Amend by inserting the word "of," between the word "children" and the word "the," in line four of section 1 thereof.

The amendment offered by Senator Manning is adopted.

Senator Gay moves that the bill be re-referred to the Committee on Revisal. Motion is adopted.

S. B. 177, bill to amend section 573 of the Revisal of 1905, relative to the docketing of judgments.

The substitute offered by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 167, bill to amend section 2619 of the Revisal in reference to servants on trains.

On motion of Senator Bassett, the bill is re-referred to Committee on Revisal.

S. B. 104, bill to create the State Association of County Commissioners of North Carolina.

Pending further consideration of this bill, on motion of Senator Gay, the Senate adjourns until 11 o'clock to-morrow.

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## TWENTY-SEVENTH DAY.

SENATE CHAMBER, February 5, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Lay, of St. Mary's School of this city.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS OF COMMITTEES.

From Committee on Counties, Cities and Towns:

By Senator Kluttz, H. B. 544, S. B. 502, bill to allow the city of Asheville to purchase the auditorium property, with favorable report.

By Senator Holden, H. B. 68, S. B. 369, bill to incorporate the town of Lenoir, Caldwell County, with favorable report.

By Senator Jones, S. B. 204, bill to promote more efficient municipal government, with unfavorable report.

By Senator Bassett, S. B. 425, bill to consolidate and revise the charter of the city of Winston.

The committee reports an amendment and recommends the passage of the bill, with amendment.

By Senator Bassett, S. B. 404, bill to revise the charter of the town of Salem, as contained in chapter 40 of the Public Laws of 1891, with favorable report.

By Senator Spence, S. B. 267, bill to drain lands in Hunt's Fork and Hank's Branch, Davidson County, with favorable report.

By Senator Bassett, H. B. 153, S. B. 231, bill to amend section 1661 of the Revisal of 1905, relative to regulating fences in Tyrrell County, with favorable report.

By Senator Bassett, H. B. 247, S. B. 318, bill to amend the charter of the town of Scotland Neck, with favorable report.

By Senator Bassett, S. B. 255, bill to amend section 3382, chapter 81, Revisal of 1905, relative to obstructing streams in Catawba County, with favorable report.

By Senator Pharr, S. B. 482, bill to grant a new charter to High Point.

The committee reports this bill favorably.

By Senator Pharr, H. B. 161, S. B. 449, bill to amend the charter of the city of Burlington, with favorable report.

By Senator Spence, H. B. 412, S. B. 419, bill to repeal chapter 344 of the Public Laws of 1903, to charter the city of Gladstone, in Stanly County, with favorable report.

By Senator Peele, H. B. 295, S. B. 355, bill relating to the pay of jurors in Richmond County, with favorable report.

By Senator Peele, H. B. 324, S. B. 437, bill to re-establish the office of Treasurer of Duplin County, with favorable report.

From Committee on Propositions and Grievances:

By Senator Nimocks, S. B. 531, an act to prevent the sale of certain commodities at the annual meeting of the Lower County Line Primitive Baptist Association, with favorable report.

By Senator Ormond, S. B. 493, bill relating to moving pictures, with unfavorable report.

By Senator Ormond, H. B. 448, S. B. 374, bill for the relief of W. G. Long and Jerry C. Laney, commissioners of Union County.

The committee reports an amendment and recommends bill favorably, with amendment.

By Senator Ormond, H. B. 167, S. B. 350, bill to prevent live stock from running at large in Ashe County, with favorable report.

By Senator Shaw, H. B. 350, S. B. 446, bill to protect millers and customers, with unfavorable report.

By Senator Fry, H. B. 381, S. B. 344, bill for the relief of P. G. McNeel and Ambrose Clark, ex-sheriffs of Ashe County, with favorable report.

By Senator Shaw, H. B. 299, S. B. 414, bill to appoint a cotton-weigher for Warsaw, Duplin County, with favorable report.

By Senator Shaw, H. B. 263, S. B. 377, bill for the relief of the ex-sheriff and tax collector of Lincoln County, with favorable report.

By Senator Shaw, H. B. 329, S. B. 355, bill to appoint a cotton-weigher for the town of Four Oaks, Johnston County, with favorable report.

By Senator Fry, H. B. 444, S. B. 455, bill to amend chapter 877 of the Public Laws of 1907, relating to the throwing of sawdust in Big Ivy Creek, Buncombe County, with favorable report.

By Senator Fry, S. B. 497, bill to protect the forests of North Carolina from fire, with favorable report.

From Committee on Rules:

By Senator Hankins, S. R. 429, resolution that no bills be introduced after February 15th, with unfavorable report.

By Senator Hankins, S. R. 424, resolution requesting the Finance Committee to report the revenue bill by February 15th, and that no bills be introduced after that date, with favorable report.

From Committee on Education:

By Senator Blow, S. B. 187, bill to change the boundary lines of Glenola Special-tax District, with unfavorable report.

By Senator Blow, S. B. 275, bill to protect the owners of certain real estate in rural graded-school districts, with unfavorable report.

From Committee on Agriculture:

By Senator Doughton, H. B. 265, S. B. 439, bill for the better drainage of Lower Creek, in Burke and Caldwell counties, with favorable report.

By Senator Doughton, H. B. 318, S. B. 435, bill to entitle sale of test farms by the Board of Agriculture, with favorable report.

By Senator Doughton, H. B. 281, S. B. 442, bill to regulate the registration, sale and inspection of condimental, patented, proprietary or trade-marked stock or poultry feeds, condition powders and stock medicines, with favorable report.

From Committee on Salaries and Fees:

By Senator Burton, S. B. 262, bill to amend chapter 830, Public Laws of 1907, relating to the salary of night watchman of the capitol police, with unfavorable report.

S. B. 476, bill to amend chapter 2775 of the Revisal of 1905, relating to the fees of coroners. The committee reports an amendment and recommends the passage of the bill, with amendment.

By Senator Holden, S. B. 113, bill relating to the fees of Surveyor for Caldwell County, with unfavorable report.

From Committee on Propositions and Grievances:

By Senator Gay, S. B. 426, bill for the relief of prisoners in jail, with favorable report.

By Senator Gay, H. B. 463, S. B. 456, bill to prevent public drunkenness in Mitchell County, with favorable report.

By Senator Gay, S. B. 292, bill for the relief of Abner Nash, former Register of Deeds of Robeson County, with favorable report.

ENGROSSED BILLS.

From Committee on Engrossed Bills:

Senator Burton, from the Committee on Engrossed Bills, reports that the following bills are properly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

Substitute for S. B. 112, an act to promote the draining of wet, swamp and overflowed lands.

S. B. 171, an act to prohibit the sale of quail and grouse for a period of two years.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Fry, petition from the citizens of Transylvania County against the passage of the game law.

Referred to Committee on Game Laws.

By Senator Fry, petitions of Transylvania County against any change in the road law.

Referred to Committee on Public Roads.

By Senator Manning, petition from Confederate veterans.

Referred to Committee on Soldiers' Home.

By Senator West, petition from citizens of Macon County, in regard to Confederate monument.

Referred to Committee on Counties, Cities and Towns.

Petition from citizens of Pender County, as to road law.

Referred to Committee on Public Roads.

By Senator Dockery, from citizens of Richmond County, asking for relief in District No. 5.

Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Johnson, S. B. 546, bill to prohibit killing of deer in Atlantic Township, Currituck County.

Referred to Committee on Game Laws.

By Senator Long of Person, S. B. 547, bill to amend chapter 224, Public Laws 1907, relative to working prisoners on roads at their own request.

Referred to Committee on Penal Institutions.

By Senator Manning (by request), S. B. 548, bill to provide for the establishment of a board of police commissioners for the city of Durham.

Referred to Judiciary Committee.

By Senator Bassett, S. B. 549, bill relating to Tarboro public-school district bonds.

Referred to Committee on Education.

By Senator Elliott, S. B. 550, bill to drain the lowlands of Clark's Creek and its tributaries in Catawba County.

Referred to Committee on Agriculture.

By Senator Wray, S. B. 551, bill to fix salaries for the public officers of Rockingham County and to increase the county school fund.

Referred to Committee on Counties, Cities and Towns.

By Senator Blow, S. B. 552, bill to amend, alter and consolidate the charter of the town of Farmville, N. C.

Referred to Committee on Counties, Cities and Towns.

By Senator Wray, S. B. 553, bill to establish in the city of Reidsville a special court to be called the recorder's court, and prescribe the jurisdiction thereof.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 554, bill allowing cleaning establishments a lien on articles cleaned until fee for cleaning same is paid.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 555, bill to amend chapter 30, Revisal of 1905.

Referred to Committee on Revisal.

By Senator Doughton, S. B. 556, bill to provide diphtheria antitoxin for indigent sick of diphtheria.

Referred to Committee on Public Health.

By Senator Elliott, S. B. 557, bill to incorporate the Denver and Lincoln Railway Company.

Referred to Committee on Railroads.

By Senator Fry (by request), S. B. 558, bill to amend section 2836, Revisal of 1905.

Referred to Committee on Revisal.

By Senator Fry, S. B. 559, bill to authorize J. B. Conniger, town tax collector of Bryson City, to collect back taxes.

Referred to Committee on Propositions and Grievances.

By Senator Barringer, S. B. 560, bill to provide for the maintenance and support of the Agricultural and Mechanical College for the colored race.

Referred to Committee on Education.

By Senator Dawes, S. B. 561, bill to return to the State's Prison, from its earnings for 1908, a sufficient amount for its operations for the year 1909.

LEAVES OF ABSENCE.

On motion of Senator Long of Person, leave of absence is granted Senator Dawes until Monday and to Senator Spence until Tuesday.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 84, S. B. 537, bill for the relief of J. H. Johnson, ex-Sheriff of Wilkes County.

Referred to Committee on Propositions and Grievances.

H. B. 89, S. B. 538, bill to extend the time in which R. T. Kernodle, ex-Sheriff of Alamance County, be authorized to collect taxes.

Referred to Committee on Propositions and Grievances.

H. B. 134, S. B. 539, bill to authorize O. F. F. Pool, ex-Sheriff of Alamance County, to collect back taxes.

Referred to Committee on Propositions and Grievances.

H. B. 194, S. B. 540, bill to incorporate Asheville and East Tennessee Railroad Company.

Referred to Committee on Railroads.

H. B. 244, S. B. 541, bill to establish graded school in the town of Laurinburg.

Referred to Committee on Education.

H. R. 454, S. R. 542, resolution relative to the payment of actual expenses of Committee on Deaf and Dumb.

Referred to Committee on Salaries and Fees.

H. B. 461, S. B. 545, bill for relief of the Clerk of Superior Court of Montgomery County.

Referred to Committee on Propositions and Grievances.

H. B. 524, S. B. 544, bill for the relief of Mrs. Emma Alice Howard, administratrix and widow of Eugene K. Howard, deceased, late sheriff of Granville County.

Referred to Committee on Propositions and Grievances.

H. B. 564, S. B. 124, bill to allow the Register of Deeds of Durham County to appoint a deputy, and to validate all acts of persons hereafter acting in the capacity of deputy register of deeds.

Placed on the Calendar for concurrence.

H. B. 679, S. B. 545, bill concerning the employees and assistants of the Supreme Court.

Placed on the Calendar.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions as properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 566, S. B. 252, an act to validate the acts of W. B. Hodges, a justice of the peace for the county of Washington.

H. B. 567, S. B. 206, an act to amend chapter 214 of the Private Laws of 1907, it being an act to amend the charter of the Citizens Trust and Savings Bank of Asheville, N. C., and to change the name of said bank.

H. B. 507, S. B. 518, an act to appoint justices of the peace for Montgomery County.

H. B. 28, S. B. 336, an act to empower the ex-Sheriff of Graham County to collect back taxes.

H. B. 34, S. B. 302, an act to repeal chapter 513 of the Public Laws of 1907, relative to increasing commissioners of Sampson County.

H. B. 65, S. B. 93, an act to change the time of meeting of the Board of Commissioners of Dare County.

H. B. 409, S. B. 362, an act to increase the pay of jurors of Columbus County.

H. B. 227, S. B. 352, an act to amend Guilford County salary bill, Acts of 1905-'07, relative to the allowance of the clerk of the Superior Court.

H. B. 165, S. B. 501, an act to appropriate certain moneys now in the hands of J. R. Swann, former manager of Madison County dispensary.

H. B. 366, S. B. 447, an act to define and make certain the dividing line between the counties of Alleghany and Wilkes, on the Blue Ridge Mountains, near Roaring Gap.

H. B. 20, S. B. 235, an act to amend section 3773 of the Revisal of 1905, in relation to bridges in Wayne County.

H. B. 147, S. B. 268, an act to regulate the pay of jurors in Duplin County.

H. B. 67, S. B. 199, an act to amend chapter 83 of the Private Laws of 1907, authorizing a bond issue of the town of Lenoir.

H. B. 228, S. B. 319, an act to amend chapter 237 of the Private Laws of 1907, it being an act to authorize the town of Canton to issue bonds.

H. B. 307, S. B. 347, an act to amend section 3136 of the Revisal of 1905 so as to make the time required for publication of citations in cases of *caveat* four instead of six weeks.

H. B. 546, S. B. 433, an act to appoint justices of the peace for Nash County.

H. B. 476, S. B. 191, an act to authorize the Board of Education of Wake County to borrow money.

H. B. 229, S. B. 316, an act authorizing the commissioners of Chatham County to issue bonds to pay its present floating indebtedness, incurred prior to January 1, 1909.

H. B. 377, S. B. 373, an act to levy a special tax in Nash County.

H. B. 598, S. B. 303, an act to validate a certain bond issue for the town of Beaufort, N. C.

H. B. 268, S. B. 343, an act to revise, consolidate and amend the road laws of Buncombe County and to authorize the levy of special taxes in said county, and for other purposes relating to said county.

H. B. 480, S. B. 75, an act to authorize and direct the Treasurer and Sheriff of Swain County to pay the claims issued by the Board of County Commissioners of Swain County according to the date of their issue.

H. B. 151, S. B. 245, an act to amend the charter of the town of Granite Falls, in Caldwell County, being chapter 323, Private Laws of 1899.

H. B. 219, S. B. 382, an act to provide for the improvement of the public road in McNeil's Township, in Moore County.

H. B. 282, S. B. 338, an act for the relief of the estate of B. G. Fisher, deceased.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 680, bill to permit the Seaboard Air Line Railway to condemn land in the city of Wilmington for terminal purposes.

Placed on the Calendar.

Senator Kluttz offers the following resolution:

*Resolved by the Senate*, That the Lieutenant Governor, upon the recommendation of the committee, may appoint a clerk for the Senate

Committee on Counties, Cities and Towns, and said clerk shall also serve the Committee on Justices of the Peace in the preparation of their bills:

The resolution is adopted.

Senator Britt states that a minority report will be presented in reference to H. B. 143, S. B. 176, bill to prevent minors from throwing tailings into Silver Creek and its tributaries in Burke County, reported unfavorably on yesterday.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 104, bill to create the State Association of County Commissioners of North Carolina, it being unfinished business from yesterday's session.

Senator Barringer offers the following amendment:

Amend by striking out in line four the words "such member or members of such board as," and inserting in lieu thereof "one member of said board who."

The amendment offered by Senator Barringer is adopted.

Senator Fry offers the following amendment:

That this act shall not apply to the county of Swain.

Senator Spence moves that the bill be taken up as a special order on Wednesday next.

The motion fails of adoption.

The amendment offered by Senator Fry fails of adoption.

Senator Doughton offers the following amendment:

*Provided*, that nothing in this act shall be construed as compelling any county to become a member of this association.

The motion fails of adoption.

Senator West offers the following amendment:

That the counties of Macon, Cherokee, Clay and Graham be exempt from this act.

The motion fails of adoption.

Senator Tilson offers the following amendment:

Amend by striking out the counties of Madison, Yancey and Mitchell from the bill.

The amendment is lost.

Senator Matthews offers the following amendment:

That the provisions of this act shall not apply to Sampson County.

The amendment fails of adoption.

Senator Holden offers the following amendment:

That the operation of this act shall not apply to any county unless the board of commissioners of that county shall petition for membership therein.

The amendment fails of adoption.

The bill, as amended, passes third reading and is ordered sent to the House of Representatives.

H. B. 679, S. B. 543, an act concerning the employees and assistants of the Supreme Court, on second reading.

The bill passes second reading.

H. B. 164, S. B. 124, bill to allow the Register of Deeds of Durham County to appoint a deputy, and to validate all acts of persons heretofore acting in the capacity of deputy register of deeds.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 202, S. B. 35, bill to amend section 3093 of the Revisal of 1905, concerning year's support for widows, for concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 279, S. B. 384, bill to amend section 8, chapter 87 of the Revisal of 1905, and to abolish the Crop-pest Commission and transfer its powers and duties to the Board of Agriculture, on third reading.

The bill passes third reading and is ordered enrolled.

H. B. 468, S. B. 464, bill to authorize Buncombe County to fund its floating indebtedness, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

The bill is ordered enrolled.

H. B. 75, S. B. 121, bill authorizing the commissioners of Ashe County to levy a special tax for the purpose of building bridges in Ashe County, on third reading.

The amendment offered by the committee is adopted.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

The bill, as amended, is ordered sent to the House for concurrence in Senate amendment.

H. B. 247, S. B. 318, bill to amend the charter of the town of Scotland Neck, so as to add more territory, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

H. B. 255, S. B. 439, bill for the better drainage of Lower Creek in the counties of Burke and Caldwell, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

S. B. 404, bill to revise the charter of the town of Salem as contained in chapter 40 of the Private Laws 1891, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

H. B. 161, S. B. 449, bill to amend the charter of the city of Burlington, on second reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

S. B. 425, bill to consolidate and revise the charter of the city of Winston, on second reading.

The amendment offered by the committee is adopted.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

H. B. 68, S. B. 369, bill to incorporate the town of Lenoir, in Caldwell County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

S. B. 187, bill to change the boundary lines of Glenola special-tax school district, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

S. B. 536, bill to provide additional support for the graded public schools in the city of New Bern and to amend an act entitled An act to establish graded schools in the city of New Bern, ratified March 4, 1899, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

S. B. 482, bill to grant a new charter to the city of High Point, Guilford County, and to repeal all laws and clauses of laws in conflict therewith, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—41.

Substitute for S. B. 103, by Senator Starbuck, and S. B. 183, by Senator Barham, bill to amend sections 3263 and 3264 of the Revisal of 1905, relating to peremptory challenges in capital cases and to prevent standing jurors aside at the end of the panel, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second reading.

H. B. 280, S. B. 385, bill to regulate the registration and sale of concentrated commercial feeding stuffs.

On motion of Senator Manning, the bill is re-referred to the committee.

S. B. 213, bill to create a new judicial district of the counties of Guilford and Alamance.

The amendment reported by the committee is adopted.

Pending further consideration of this bill, the Senate adjourns, on motion of Senator Blow, until 10 o'clock to-morrow.

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## TWENTY-EIGHTH DAY.

SENATE CHAMBER, February 6, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. White, of this city.

The Committee on the Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

From Judiciary Committee:

By Senator Bassett, S. B. 208, bill to provide for the better protection of earnings of employees of railway corporations and others engaged in interstate business and to assure to them the benefit of the exemption laws of North Carolina, with favorable report.

By Senator Bassett, S. B. 553, bill to establish in the city of Reidsville a special court to be called the recorder's court, with favorable report.

By Senator Lockhart, H. B. 453, S. B. 463, substitute for S. B. 97, bill to authorize the commissioners of Robeson County to issue bonds to pay its outstanding indebtedness, with favorable report.

By Senator Lockhart, S. B. 164, bill to amend chapter 50, sections 2081 and 2089, of the Revisal of 1905, as amended by chapter 47 of the Public Laws, extra session of 1908, relating to the marriage ceremony. The committee reports a substitute for the bill and recommends that the substitute be adopted.

By Senator Manning, S. B. 169, bill to permit guardians to cultivate the lands of their wards, with unfavorable report.

By Senator Blow, S. B. 533, bill to authorize and empower the Seaboard Air Line Railway Company, or its receivers, to condemn land in the city of Wilmington for terminal purposes, with unfavorable report.

By Senator Blow, H. B. 680, S. B. 562, bill to permit the Seaboard Air Line Railway to condemn land in the city of Wilmington for terminal purposes, with favorable report.

By Senator Ormond, bill to authorize the city of New Bern to levy a special tax to pay interest on its bonds, with favorable report.

By Senator Fry, H. B. 384, S. B. 418, bill to authorize the Board of Commissioners of Transylvania County to levy a special tax, with favorable report.

By Senator Fry, S. B. 400, bill to amend section 484 of the Revisal of North Carolina 1905, relating to filing of answer.

By Senator Fry, H. B. 21, S. B. 200, bill to regulate the holding of an election for a special school tax in Peak Creek Township, Ashe County, with favorable report.

By Senator Kluttz, S. B. 525, bill to authorize the Board of Commissioners of Durham County to issue bonds to pay its indebtedness, with favorable report.

By Senator Long, H. B. 493, S. B. 462, bill to authorize the commissioners of McDowell County to issue bonds to pay its outstanding indebtedness, with favorable report.

From Committee on Revisal:

By Senator Peele, H. B. 401, S. B. 505, bill to amend section 924 of the Revisal of 1905, permitting the clerks to pay certain amounts to the mothers of indigent children, with favorable report.

S. B. 399, bill to amend section 3708 of the Revisal of 1905, relative to carrying concealed weapons, with unfavorable report.

By Senator Peele, H. B. 317, S. B. 434, bill to amend section 3945 of the Revisal of 1905, and to relieve the manufacturers of fertilizers of unnecessary requirements, with unfavorable report.

By Senator Peele, H. B. 331, S. B. 379, bill to amend section 2798 of the Revisal of 1905, relative to pay of jurors in Greene County, with favorable report.

By Senator Empie, S. B. 558, bill to amend section 2836 of the Revisal of North Carolina, with unfavorable report.

By Senator Empie, S. B. 366, bill to amend section 1980 of the Revisal of 1905, with unfavorable report.

By Senator Empie, H. B. 305, S. B. 355, bill to amend section 2798 of the Revisal of 1905, relative to pay of jurors in Gaston County, with favorable report.

From Committee on Agriculture:

By Senator Doughton, S. B. 96, bill to encourage and protect the industry of growing strawberries and other perishable vegetable and truck crops in North Carolina, with unfavorable report.

From Committee on Revisal:

S. B. 64, bill to amend section 1006 of the Revisal by requiring judges of the Superior Court to remain at the county seat the full term of the court, with unfavorable report.

By Senator Travis, S. B. 166, bill to amend chapter 850 of the Public Laws of 1907 in reference to the separation of races in street cars. The committee reports an amendment and recommends the passage of the bill with amendment.

By Senator Travis, S. B. 475, bill to amend section 1051 of the Revisal, relative to holding inquests, with favorable report.

By Senator Travis, H. B. 380, S. B. 450, bill to amend section 3072

of the Revisal of 1905, to abolish the office of standard-keeper for Ashe County, with favorable report.

By Senator Travis, H. B. 293, S. B. 351, bill to amend section 1283 of the Revisal when not a true bill is found, in Brunswick County, with favorable report.

By Senator Travis, H. B. 365, S. B. 360, bill to amend chapter 180, Public Laws of 1907, relating to the police courts of Pasquotank County, with favorable report.

H. B. 339, S. B. 357, bill to amend section 2716 of the Revisal of 1905, relative to the oath of road overseers, with favorable report.

By Senator Travis, S. B. 167, bill to amend section 2916 of the Revisal, relative to servants on trains. The committee reports an amendment and recommends the passage of the bill, with amendment.

From Committee on Finance:

By Senator Long of Person, S. R. 330, joint resolution of the Senate and House of Representatives to pay the Pinkerton National Detective Agency $80.56 for services, with favorable report.

By Senator Long of Person, S. B. 132, bill to relieve practicing physicians from payment of a license tax, with unfavorable report.

By Senator Long of Person, H. B. 378, S. B. 346, bill to appoint a finance committee for Ashe County, with favorable report.

By Senator Long of Person, H. B. 126, S. B. 221, bill to amend chapter 25, section 1389 of the Revisal of North Carolina, in regard to the Finance Committee.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Fry, petition from the citizens of Transylvania County, protesting against any change in the road law of that county.

At request of Senator Doughton, H. B. 281, S. B. 442, is ordered returned to the committee for further investigation. (Bill to regulate the sale and registration and inspection of condimental, patented, proprietary or trade-marked stock or poultry feeds, condition powders and stock medicines or remedies).

Senator Kluttz asks permission to withdraw from the consideration of the Senate S. B. 320, bill prescribing certain nuisances in public conveyances and to prescribe a penalty therefor.

Permission is granted and the bill is withdrawn.

Senator West files minority report on H. B. 143, S. B. 176, bill to prevent miners from throwing tailings into Silver Creek and its tributaries in Burke County.

MESSAGE FROM THE GOVERNOR.

A communication is received from the Governor, transmitting the report of the Board of Internal Improvements.

The report is referred to the Committee on Internal Improvements.

LEAVES OF ABSENCE.

On motion of Senator Kluttz, leave of absence is granted to Senator Clark until Monday.

On motion of Senator Bassett, leave of absence is granted to Senator Travis until Monday.

On motion of Senator Elliott, leave of absence is granted to Senator Lockhart until Tuesday.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 761, S. B. 561, an act to return to the State's Prison from its earnings for 1908, a sufficient amount for its operations in the year 1909.

H. B. 309, S. B. 139, an act to amend section 2482 of the Revisal of 1905, relative to fishing in certain streams.

H. B. 477, S. B. 138, an act to provide for compensation for holding special terms of court.

H. B. 706, S. B. 401, an act to render secure from damage, and notably secure from damage by fire, such woodlands in North Carolina as are situated above the contour line of two thousand feet, and as may be declared to be State forests of North Carolina.

H. B. 666, S. B. 324, an act to appoint justices of the peace for Randolph County.

H. B. 481, S. B. 293, an act to appoint justices of the peace for Jackson Township, in Northampton County.

H. B. 224, S. B. 106, an act to appoint justices of the peace in several townships in Person County.

H. B. 279, S. B. 384, an act to amend section 8, chapter 87 of the Revisal of 1905, and to abolish the Crop-pest Commission as now constituted, and transfer its powers and duties to the Board of Agriculture.

H. B. 564, S. B. 124, an act to allow the Register of Deeds of Durham County to appoint a deputy and to validate all acts of persons heretofore acting in the capacity of deputy register of deeds.

H. B. 202, S. B. 35, an act to amend section 3093 of the Revisal of 1905, concerning year's support of widows.

H. B. 468, S. B. 464, an act to authorize Buncombe County to fund its floating indebtedness.

H. B. 352, S. B. 417, an act to authorize the mayor and commissioners of the town of Highlands, in Macon County, to sell Lot No. 102, on Fourth Street, in said town.

H. B. 529, S. B. 254, an act to amend chapter 47 of the Private Laws of 1874, entitled "An act to incorporate the members of the Congregation of the United Brethren of the town of Salem," ratified January 31, 1874.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 64, S. B. 563, bill authorizing a special tax in Sylva and Webster townships, Jackson County, to defray the expenses of certain suits.

Referred to Committee on Propositions and Grievances.

H. B. 70, S. B. 22, bill to abolish the office of Treasurer of Swain County.

Placed on the Calendar.

H. B. 77, S. B. 564, bill to permit L. Middleton, ex-Sheriff of Duplin County, to collect back taxes.

Referred to Committee on Propositions and Grievances.

H. B. 78, S. B. 565, bill relative to the Superior Courts of Martin County.

Referred to Judiciary Committee.

H. B. 514, S. B. 570, bill to amend chapter 256 of section 52 of the Public Laws of 1907, concerning slot machines.

Referred to Judiciary Committee.

H. B. 492, S. B. 571, bill authorizing the Commissioners of McDowell County to increase the tax levy.

Referred to Judiciary Committee.

H. B. 535, S. B. 572, bill to amend chapter 131, Public Laws of 1908, authorizing the Commissioners of Lee County to issue bonds.

Referred to Judiciary Committee.

H. B. 539, S. B. 573, bill to allow the city of Hot Springs to issue bonds.

Referred to Judiciary Committee.

H. B. 548, S. B. 574, bill to establish Boundary Line School District, No. 4, in Rock Creek Township, Wilkes County.

Referred to Committee on Education.

H. B. 555, S. B. 575, bill to authorize the Commissioners of Anson County to levy a special tax.

Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Britt, S. B. 576, bill to exempt certain persons from jury service.

Referred to Judiciary Committee.

By Senator Fry, S. B. 577, bill appointing Wilson L. Henson a justice of the peace for Cullowhee Township, in Jackson County.

Referred to Committee on Justices of the Peace.

By Senator Fry (by request), S. B. 578, bill appointing J. M.

Edwards, John A. Hyde and S. P. Howard, Board of Education for Graham County.

Referred to Committee on Education.

By Senator Fry, S. B. 579, bill to validate a certain election held in the town of Bryson City on the 7th day of May, 1907, and for other purposes.

Referred to Judiciary Committee.

By Senator Holden, S. B. 580, bill to expedite the trial of causes, both civil and criminal, and to regulate challenges to jurors in the courts of this State.

Referred to Judiciary Committee.

By Senator Nimocks, S. B. 581, bill to amend chapter 434 of the Private Laws of 1907, which relates to the paving of the streets of the city of Fayetteville.

Placed on the Calendar.

By Senator Shaw, S. B. 582, bill to authorize the commissioners of the town of Rowland to issue bonds to fund the indebtedness of said town.

By Senator Tilson, S. B. 583, bill to establish and define the duties of the board of internal improvements of the town of Marshall.

Referred to Committee on Counties, Cities and Towns.

By Senator Clark, S. B. 584, bill to provide proper sanitary surroundings for the State charitable and educational institutions.

Referred to Committee on Public Health.

By Senator Elliott, S. B. 585, bill to allow the city of Hickory to waive municipal taxes in certain cases.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 586, bill relating to the pensions of Confederate soldiers, having lost both limbs or both eyes or one limb or one eye.

Referred to Committee on Pensions and Soldiers' Home.

By Senator Ray, S. B. 587, bill to establish a graded school in Russell Special-tax School District, in Hooper's Creek Township, Henderson County.

Referred to Committee on Education.

By Senator Ray, S. B. 588, bill to authorize the Board of Commissioners of Henderson County to replenish and protect the legal library of said county.

Referred to Committee on Propositions and Grievances.

By Senator Barringer (by request), S. B. 589, bill to alter the public roads in Wilkes County known as the Phillips' Gap road.

Referred to Committee on Public Roads.

By Senator Tilson, S. B. 590, bill to further extend the power and authority of the building committee of the town of Marshall.

Referred to Committee on Counties, Cities and Towns.

By Senator Pharr, S. B. 591, bill to confer certain powers on the directors of State institutions in regard to land.

Referred to Judiciary Committee.

By Senator Blow, S. B. 591, bill to amend chapter 115 of the Private Laws of 1899, relating to the town of Greenville.

Referred to Committee on Counties, Cities and Towns.

By Senator Elliott, S. B. 593, bill to amend the charter of the town of Brookford.

Referred to Committee on Counties, Cities and Towns.

By Senator Tilson, S. B. 594, bill to transfer J. J. Peat, an old Confederate soldier, from the fourth class to the first class.

Referred to Committee on Pensions.

By Senator Gay, S. B. 595, bill to amend chapter 2619 of the Revisal of 1905, relative to separation of races in railroad cars.

Referred to Committee on Revisal.

By Senator Blow, S. R. 596, joint resolution to pay the expenses of the joint subcommittee of the Senate and House of Representatives on Education which visited the State Normal and Industrial College and the Eastern North Carolina Teachers' Training School at Greenville.

Placed on the Calendar.

On motion of Senator Blow, the resolution is placed upon its several readings, passes the same, and is ordered to the House of Representatives.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 213, bill to create a new judicial district of the counties of Guilford and Alamance, unfinished business of yesterday.

On motion of Senator Barringer, this bill is made a special order for 1 o'clock Wednesday next.

H. B. 70, S. B. 22, bill to abolish the office of Treasurer of Swain County.

The Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 553, bill to establish in the city of Reidsville a special court to be called a recorder's court, and to prescribe the jurisdiction thereof, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 581, bill to amend chapter 434 of the Private Laws of 1907, relating to the paving of the streets of Fayetteville, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 679, S. B. 545, bill concerning the employees and assistants of the Supreme Court, on third reading.

The substitute offered by Senator Peele is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives for concurrence.

Substitute for S. B. 103 and S. B. 183, bill to amend sections 3263

and 2264 of the Revisal of 1905, relating to peremptory challenges and to abolish the practice of standing aside jurors to the end of the panel, on third reading.

The substitute passes third reading and is ordered sent to the House for the concurrence of that body.

S. B. 167, bill to amend section 2619 of the Revisal in reference to servants on trains, on second reading.

On motion of Senator Pharr, the bill is re-referred to Committee on Revisal.

S. B. 531, bill to prevent the sale of certain commodities at the annual meeting of the Lower Line Primitive Baptist Association, on second reading.

Senator Empie offers the following amendment:

That the words "or both at the discretion of the Court" be stricken out.

The bill passes second reading and is re-referred to the committee.

H. B. 543, S. B. 503, bill to aid in the development of the city of Asheville, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 497, bill to protect the forests of North Carolina from fires, on second reading.

The bill passes second reading.

S. B. 430, bill to authorize the Governor to appoint special policemen for Rutherford County, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 153, S. B. 231, bill to amend section 1661 of the Revisal of 1905, relative to regulating fences in Tyrrell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 255, bill to amend section 3382a of chapter 81 of the Revisal of 1905, relative to obstructing streams in Catawba County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 267, bill to drain lands in Hunt's Fork and Hank's Branch, in Davidson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 292, bill for the relief of Abner Nash, ex-Register of Deeds of Robeson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 247, S. B. 318, bill to amend the charter of the town of Scotland Neck so as to add more territory, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

S. B. 187, bill to change the boundary line of Glenola Special-tax School District, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered sent to the House of Representatives.

S. B. 425, bill to consolidate and revise the charter of the city of Winston, on third reading.

The bill, as amended, passed third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered sent to the House of Representatives.

S. B. 404, bill to revise the charter of the town of Salem as contained in chapter 40 of the Private Laws of 1891, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered sent to the House of Representatives.

S. B. 536, bill to provide additional support for the graded public schools in the city of New Bern, and to amend the act to establish graded schools in the city of New Bern, ratified March 6, 1899, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered sent to the House of Representatives.

H. B. 21, S. B. 200, bill to regulate the holding of a special election for a special school tax in Peak Creek Township, Ashe County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 68, S. B. 369, bill to incorporate the town of Lenoir, in Caldwell County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

H. B. 265, S. B. 439, bill for the better drainage of Lower Creek, in the counties of Burke and Caldwell, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

H. B. 161, S. B. 449, bill to amend the charter of the city of Burlington, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

S. B. 462, H. B. 493, bill authorizing commissioners of McDowell County to pay outstanding indebtedness, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry,

Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

H. B. 453, S. B. 463, bill to authorize the Board of Commissioners of Robeson County to issue bonds to pay the outstanding debt of the county, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

H. B. 427, S. B. 521, bill to authorize the city of New Bern to levy special taxes to pay interest on its bonds, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

H. B. 384, S. B. 418, bill authorizing the Board of Commissioners of Transylvania County to levy a special tax, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

S. B. 525, bill to authorize the Board of Commissioners of Durham County to issue bonds to pay its indebtedness, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw, Starbuck, Tilson, Turner, West, Wray—36.

H. B. 381, S. B. 344, bill for the relief of P. G. McNeel and Ambrose Clark, ex-sheriffs of Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 167, S. B. 350, bill to prevent live-stock from running at large in Ashe County, on second reading.

On motion of Senator Doughton, the bill is re-referred to Committee on Propositions and Grievances.

H. B. 381, S. B. 344, bill for the relief of P. G. McNeel and Ambrose Clark, ex-sheriffs of Ashe County.

On motion of Senator Elliott, the vote by which this bill passed third reading is reconsidered and the bill is re-referred to Committee on Propositions and Grievances.

H. B. 295, S. B. 353, bill relating to the pay of the commissioners of Richmond County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 329, S. B. 356, bill to appoint a cotton weigher for the town of Four Oaks, Johnston County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 448, S. B. 374, bill for the relief of W. G. Long, T. J. Gordon and Jerry C. Laney, commissioners of Union County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 263, S. B. 377, bill for the relief of the ex-sheriff and tax collector of Lincoln County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 412, S. B. 419, bill to repeal chapter 344, Private Laws of 1903, the charter of the village of Gladstone, in Stanly County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 324, S. B. 437, bill to re-establish the office of Treasurer of Duplin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 426, bill for the relief of prisoners in jail waiting trial, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. R. 424, resolution that the Finance Committee be requested to report on or before February 12th, and that no bills be introduced after February 15th.

On motion of Senator Gay, the resolution is laid on the table.

H. B. 318, S. B. 435, bill to entitle the sale of test farms by the Board of Agriculture, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 444, S. B. 455, bill to amend section 5, chapter 877 of the Public Laws of 1907, relating to throwing sawdust in Big Ivy Creek, Buncombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 476, bill to amend section 2775 of the Revisal, relative to the fees of coroners.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed and sent to the House.

S. B. 208, bill to provide for the better protection of the earnings of employees of railway corporations and others engaged in interstate business and to assure to them the benefit of the exemption laws of this State in relation to personal property.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Lee offers the following resolution:

Whereas the Senate has been informed of the death of Hon. Thos. N. Hayes, a member of the House of Representatives from the county of Wilkes, a man of sterling character, a highly respected and valued citizen of the State: be it

*Resolved*, That the Senate express to the relatives of the deceased representative its profound sympathy.

*And be it further resolved*, That the Senate do now adjourn in respect and honor to his memory.

The resolution is adopted.

On motion of Senator Lee, the Senate adjourns until 11 o'clock on Monday.

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## TWENTY-NINTH DAY.

SENATE CHAMBER, February 8, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond.

The Committee on Daily Journal reports no corrections in the Journal of Saturday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees, as follows:

From Committee on Revisal:

By Senator Martin, H. B. 158, S. B. 408, bill to amend chapter 3478 of the Revisal of 1905, chapter 81, relating to shooting wild fowls in Pamlico Sound, in Hyde County, with favorable report.

From Committee on Fish and Fisheries:

By Senator Latham, H. B. 198, S. B. 229, bill to amend chapter 82 of the Public Laws of the extra session of 1908, relating to pound and dutch nets in Scuppernong River, with favorable report.

By Senator Latham, H. B. 132, S. B. 349, bill to regulate fishing in parts of Black River, Six Runs, Big Coharie, Little Coharie and Bear Skin rivers, in Sampson County, with favorable report.

By Senator Latham, H. B. 151, S. B. 248, bill to secure the free passage of fish in Hiawassee River, in Clay County, with favorable report.

H. B. 337, S. B. 416, bill to prohibit seining in Transylvania County. The committee reports an amendment and recommends the passage of the bill with the amendment.

By Senator Johnson, H. B. 251, S. B. 251, bill to regulate fishing in Watauga County, with favorable report.

By Senator Johnson, H. B. 374, S. B. 361, bill to amend chapter 551 of the Public Laws of 1905, relating to fishing in Goodwin's millpond, with favorable report.

S. B. 194, bill to repeal chapter 885 of the Public Laws of 1907, prohibiting fishing in Little River, Wake County, with favorable report.

From Committee on Agriculture:

By Senator Doughton, H. B. 280, S. B. 385, substitute for H. B. 280, bill to regulate the registration and sale of concentrated commercial feeding stuffs, with favorable report.

From Committee on Insurance:

By Senator Elliott, S. B. 309, bill to provide fire escapes and to protect human life, with favorable report.

By Senator Hankins, S. B. 296, bill to require the registration of fire insurance policies, with unfavorable report.

From Committee on Counties, Cities and Towns:

By Senator Hankins, H. B. 416, S. B. 441, bill to amend the charter of the town of Waynesville, with favorable report.

By Senator Hankins, H. B. 440, S. B. 466, bill to extend and enlarge the corporate limits of Winterville, Pitt County, with favorable report.

By Senator Hankins, H. B. 545, S. B. 520, bill to amend the charter of the city of Asheville, with favorable report.

By Senator Hankins, H. B. 522, S. B. 507, bill to incorporate the town of Buie, in Robeson County. The committee reports an amendment and recommends the passage of the bill with the amendment.

### ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports the following bills as correctly engrossed, and they are ordered sent to the House of Representatives for the concurrence of that body:

S. B. 327, bill permitting the commissioners of Jackson County to donate lands for the purpose of erecting a Confederate monument thereon.

S. B. 420, bill to repeal section 3073 of the Revisal of 1905 of North Carolina, and to provide a new section therefor.

### LEAVE OF ABSENCE.

On motion of Senator Peele, leave of absence is granted to Senator Sherrill until Wednesday.

### ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 153, S. B. 231, an act to amend section 1661 of the Revisal of 1905, relative to regulating fences in Tyrrell County.

H. B. 329, S. B. 356, an act to appoint a cotton-weigher for the town of Four Oaks, Johnston County.

H. B. 70, S. B. 22, an act to abolish the office of Treasurer of Swain County.

H. B. 543, S. B. 503, an act to aid in the development of the city of Asheville.

H. B. 265, S. B. 439, an act for the better drainage for Lower Creek in the counties of Burke and Caldwell.

H. B. 75, S. B. 121, an act authorizing the commissioners of Ashe County to levy a special tax for the purpose of building bridges in Ashe County.

H. B. 412, S. B. 419, an act to repeal chapter 344, Private Laws of 1903, the charter of the village of Gladstone, in Stanly County.

H. B. 318, S. B. 435, an act to entitle the sale of test farms by the Board of Agriculture.

H. B. 324, S. B. 437, an act to re-establish the office of Treasurer of Duplin County.

H. B. 263, S. B. 377, an act for the relief of ex-sheriff and ex-tax collector of Lincoln County.

H. B. 247, S. B. 318, an act to amend the charter of the town of Scotland Neck.

H. B. 295, S. B. 353, an act relating to the pay of commissioners of Richmond County.

H. B. 68, S. B. 369, an act to incorporate the town of Lenoir, in Caldwell County.

H. B. 161, S. B. 449, an act to amend the charter of the city of Burlington.

H. B. 444, S. B. 455, an act to amend section 5, chapter 877 of the Public Laws of 1907, relating to throwing sawdust in Big Ivy Creek, in Buncombe County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 614, S. B. 597, bill for the improvement of the public roads in Perquimans County.

Referred to Committee on Public Roads.

H. B. 457, S. B. 598, bill to amend chapter 581, Laws of 1899, relative to road law in Warren County.

Referred to Committee on Public Roads.

H. B. 495, S. B. 599, bill to amend chapter 697, Public Laws of 1907, providing for the improvement of the public roads in Marion Township, McDowell County.

Referred to Committee on Public Roads.

H. R. 791, S. R. 600, resolution in favor of T. N. Hayes.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate that the House fails to concur in the amendment to H. B. 679, S. B. 545, substitute, concerning the assistants and employees of the Supreme Court, and that the Speaker appoints as a committee on conference on the part of the House to act with a similar committee on the part of the Senate, Messrs. Hayes of Chatham, Doughton and Dowd.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Empie, petition of D. W. Mackie and one hundred and thirty others, for the erection of Avery County.

Referred to Committee on Counties, Cities and Towns.

By Senator Shaw, petition by Croatan Indians of Robeson County, for the establishment by the State of a school, the land donated for that purpose to be near the town of Pates.

Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Elliott, S. B. 601, bill to incorporate the trustees of McKenzie's Grove African Methodist Episcopal Zion and Camp Ground, in the county of Catawba.

Referred to Committee on Corporations.

By Senator Johnson, S. B. 602, bill authorizing the Board of Commissioners of Currituck County to levy a special tax.

Referred to Judiciary Committee.

By Senator Empie, S. B. 603, bill to amend section 1884 of the Revisal of 1905, relative to the closed season for quail or partridges.

Referred to Committee on Game Laws.

By Senator Peele, S. B. 604, bill to repeal chapter 924 of the Public Laws of 1907, relative to the encouragement of immigration.

Referred to Committee on Immigration.

By Senator Barham, S. B. 605, bill to amend the charter of the city of Goldsboro.

Referred to Committee on Counties, Cities and Towns.

By Senator Matthews, S. B. 606, bill to validate the acts of the justices of the peace of Sampson County.

Referred to Judiciary Committee.

By Senator Shaw, S. B. 607, bill to make a uniform tax receipt.

Referred to Finance Committee.

By Senator Kluttz, S. B. 608, bill to regulate the call of the civil docket of Rowan County.

Placed on the Calendar.

By Senator Dockery, S. B. 609, bill prohibiting capital punishment, except in cases of criminal assault, where jurors recommend mercy.

Referred to Judiciary Committee.

By Senator Dockery, S. B. 610, bill appointing J. W. Butler and James L. McDonald justices of the peace, in Beaver Dam Township, Richmond County.

Referred to Committee on Justices of the Peace.

By Senator Dockery, S. B. 611, bill appointing A. J. Harrington a justice of the peace in Rockingham Township, Richmond County.

Referred to Committee on Justices of the Peace.

By Senator Dockery, S. B. 612, bill to establish a sewerage system, to enlarge and improve schools and to build and improve streets in the town of Hamlet.

Referred to Committee on Counties, Cities and Towns.

By Senator Dockery, S. B. 613, bill to provide for the consolidation of the several road commissioners in Richmond County at their option.

Referred to Committee on Public Roads.

By Senator Dockery, S. B. 614, bill to authorize the board of commissioners of the town of Rockingham to issue bonds to complete its sewerage system.

Referred to Judiciary Committee.

By Senator Nimocks, S. B. 615, bill to amend section 3662 of the Revisal of 1905, relative to escapes.

Referred to Committee on Penal Institutions.

By Senator Nimocks, S. B. 616, bill to amend section 3657 of the Revisal of 1905, relating to escapes.

Referred to Committee on Penal Institutions.

By Senator Jones, S. B. 617, bill to authorize the commissioners of Wake County to issue bonds to pay and fund the debt of the Board of Commissioners of Wake County.

Referred to Judiciary Committee.

By Senator Jones, S. B. 618, bill to prevent the giving of worthless checks.

Referred to Judiciary Committee.

By Senator Jones, S. B. 619, bill to compel express companies to make prompt settlements on cash-on-delivery shipments.

Referred to Judiciary Committee.

By Senator Jones, S. B. 620, bill to enable honest employees to obtain credit.

Referred to Committee on Propositions and Grievances.

By Senator ———, S. B. 621, bill to prevent frauds on merchants.

Referred to Judiciary Committee.

By Senator Dockery, S. B. 622, bill authorizing the commissioners of Richmond County to employ an auditor to examine the books of the several county officers, whenever deemed advisable.

Referred to Committee on Counties, Cities and Towns.

By Senator Dockery, S. B. 623, bill authorizing the commissioners of the town of Rockingham to condemn land for cemetery uses.

Referred to Committee on Counties, Cities and Towns.

By Senator Dockery, S. B. 624, bill providing for the maintenance of public roads in Mineral Springs Township, in Richmond County.

Referred to Committee on Public Roads.

By Senator Dockery, S. B. 625, bill providing for the maintenance of the public roads in Steels Township, in Richmond County.

Referred to Committee on Public Roads.

By Senator Dockery, S. B. 626, bill providing for the maintenance of the public roads in Black Jack Township, in Richmond County.

By Senator Dockery, S. B. 627, bill for the relief of prisoners in jail awaiting trial in Richmond County.

Referred to Judiciary Committee.

By Senator Holden, S. B. 628, bill to incorporate Louisburg Female College.

Referred to Committee on Corporations.

By Senator Manning, S. B. 629, bill to direct and empower the Treasurer of the State of North Carolina to issue bonds for the permanent enlargement of the charitable and educational institutions of the State.

Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate that the House of Representatives has reconsidered the vote by which it failed to concur in substitute to S. B. 545, H. B. 679, an act concerning employees and assistants of the Supreme Court.

On motion of Senator Latham, S. B. 511, bill to appoint justices of the peace for Ocracoke Township, Hyde County, is withdrawn from Committee on Justices of the Peace and placed on the Calendar.

On motion of Senator Holden, S. B. 489, bill to provide good roads in Franklinton Township, Franklin County, and S. B. 491, bill to provide good roads in Franklin County, are withdrawn from Committee on Public Roads and placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 497, bill to protect the forests of North Carolina from fire, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 608, S. B. 511, bill to appoint justices of the peace for Ocracoke Township, Hyde County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 164, bill to amend chapter 50, sections 2081 and 2089 of the Revisal of 1905, as amended by chapter 47, Laws of extra session 1908, relative to the marriage ceremony, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

H. B. 126, S. B. 221, bill to amend chapter 25, section 1308 of the

Revisal of 1905, in regard to the Finance Committee, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 266, bill to amend section 3817 of the Revisal of 1905, on second reading.

The bill passes second reading and is re-referred to Committee on Revisal.

S. R. 330, joint resolution of the Senate and House of Representatives to pay Pinkerton National Detective Agency $80.56 for services.

The bill passes second and third readings and is ordered sent to the House of Representatives without engrossment.

H. B. 378, S. B. 346, bill to appoint a finance committee for Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 293, S. B. 351, bill to amend section 1283 of the Revisal, relating to fees when not a true bill is found in Brunswick and Catawba counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 305, S. B. 355, bill to amend section 2798 of the Revisal, relative to pay of jurors in Gaston County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 339, S. B. 357, bill to amend section 2716 of the Revisal of 1905, relative to oath of road overseers, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 365, S. B. 360, bill to amend chapter 180 of the Public Laws of 1907, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 331, S. B. 379, bill to amend section 2798 of the Revisal of 1905, relative to pay of jurors in Greene County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 400, bill to amend section 484 of the Revisal of 1905 of North Carolina.

Senator Barringer offers the following amendment:

"That '15' be stricken out and '30' inserted in lieu thereof."

On motion of Senator Blow, the bill is re-referred to Judiciary Committee.

H. B. 427, S. B. 521, bill to authorize the city of New Bern to levy special taxes to pay interest on its bonds, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

The bill is ordered enrolled.

H. B. 453, S. B. 463, bill to authorize the Board of Commissioners

of Robeson County to issue bonds to pay the outstanding debt of the county, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

The bill is ordered enrolled.

H. B. 493, S. B. 462, bill to authorize the commissioners of McDowell County to issue bonds to pay outstanding indebtedness, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

The bill is ordered enrolled.

H. B. 384, S. B. 418, bill authorizing the commissioners of Transylvania County to levy a special tax, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

The bill is ordered enrolled.

S. B. 525, bill to authorize the Board of Commissioners of Durham County to issue bonds to pay its indebtedness, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

The bill is ordered sent to the House of Representatives.

H. B. 522, S. B. 507, bill to incorporate the town of Buie, in Robeson County, on second reading.

The amendment reported by the committee is adopted, and, as amended, the bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay,

Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

S. B. 489, bill to provide for good roads in Franklinton Township, Franklin County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

S. B. 491, bill to provide for good roads in Franklin County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

S. B. 466, H. B. 440, bill to extend and enlarge the corporate limits of the town of Winterville, in Pitt County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

H. B. 299, S. B. 414, bill to appoint a cotton-weigher for the town of Warsaw, Duplin County, on second reading.

On motion of Senator Burton, the bill is laid on the table.

H. B. 463, S. B. 456, bill to prohibit public drunkenness in Mitchell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 380, S. B. 450, bill to amend section 3072 of the Revisal of 1905, abolishing the standard-keeper's office in Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 544, S. B. 502, bill to authorize the city of Asheville to purchase the auditorium property, on second reading.

On motion of Senator Britt, consideration of this bill is deferred.

H. B. 401, S. B. 505, bill to amend section 924 of the Revisal of 1905, permitting clerks to pay certain moneys to mothers of indigent children, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, as amended.

Senator Blow offers the following amendment:

Amend the title by striking out figures "25" and inserting in lieu thereof "50."

The bill, as amended, passes third reading and is ordered sent to the House of Representatives without engrossment, for concurrence.

H. B. 680, S. B. 562, bill to permit the Seaboard Air Line Railway to condemn lands in the city of Wilmington for terminal purposes, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 475, bill to amend section 1051 of the Revisal of 1905, relative to holding inquests, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 791, S. R. 600, resolution in favor of T. N. Hayes, on second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

H. B. 545, S. B. 520, bill to be entitled An act to amend section 3, chapter 401 of the Private Laws of 1905.

The bill passes second and third readings and is ordered enrolled.

H. B. 416, S. B. 441, bill to amend the charter of the town of Waynesville, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 280, S. B. 385, substitute for H. B. 280, bill to regulate the registration and sale of concentrated commercial feeding stuffs.

On motion of Senator Blow, consideration of the bill is postponed until to-morrow.

S. B. 309, bill to provide fire escapes and to protect human life, on second reading.

On motion of Senator Pharr, two hundred copies of the bill are ordered printed and the bill is made a special order for Tuesday at 12 o'clock.

S. B. 194, bill to repeal chapter 885 of the Public Laws of 1907, prohibiting fishing in Little River, Wake County.

The bill passes second reading.

H. B. 374, S. B. 361, bill to amend chapter 551, Public Laws of 1905, relating to fishing in Goodwin's millpond, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 251, S. B. 251, bill to regulate fishing in Watauga County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 166, S. B. 248, bill to secure the free passage of fish in Hiawassee River, in Clay County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 198, S. B. 229, bill to amend chapter 82 of Public Laws extra session of 1908, relating to pound and dutch nets in Scuppernong River, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 158, S. B. 408, bill to repeal section 3478, chapter 81 of the Revisal, relative to shooting wild fowls in Pamlico Sound, in Hyde County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 608, bill to regulate the call of the civil docket in Rowan County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 337, S. B. 416, bill to prohibit seining in Transylvania County, on second reading.

The bill passes second reading.

On motion of Senator Fry, the bill is re-referred to Committee on Fish and Fisheries.

H. B. 132, S. B. 349, bill to regulate fishing in parts of Black River, Six Runs, Big Coharie, Little Coharie and Bear Skin rivers, in Sampson County, on second reading.

The bill passes second reading.

S. B. 482, bill to grant a new charter to the city of High Point, Guilford County, and repealing all laws and clauses of laws in conflict herewith, on third reading.

On motion of Senator Pharr, the report of the committee is amended to read "without prejudice." The amendment is adopted.

Senator Empie offers the following amendment:

Amend by striking out section 8 on page 85.

The amendment is adopted.

The bill, as amended, passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Starbuck, Tilson, Turner, West, Wray—38.

The bill is ordered sent to the House of Representatives.

Senator Blow offers the following resolution:

*Resolved*, That the Lieutenant Governor be, and he is hereby authorized to appoint a clerk for the Committees on Appropriations and Propositions and Grievances jointly.

The resolution is adopted.

The president announces the appointment of Zebulon Vance Jenkins, of Nash County, as clerk to the Committee on Counties, Cities and Towns.

On motion of Senator Peele, the Senate adjourns until to-morrow at 11 o'clock.

## THIRTIETH DAY.

SENATE CHAMBER, February 9, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Lee, of Wilkes County.

The Committee on the Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports from standing committees are received as follows:

From Committee on Corporations:

By Senator Pharr, S. B. 211, bill prohibiting free services for issuance of franks over lines of telephone companies engaged in doing business in the State of North Carolina, with unfavorable report.

From Committee on Fish and Fisheries:

By Senator Burton, H. B. 337, S. B. 416, bill to prohibit seining in Transylvania County. The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Public Health:

By Senator Scott, S. B. 556, bill to provide diphtheria antitoxin for the indigent sick of diphtheria, with favorable report.

By Senator Scott, S. B. 496, bill to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene, with favorable report.

S. B. 584, bill to provide proper sanitary surroundings for the State charitable and educational institutions, with favorable report.

From Committee on Railroads:

By Senator Manning, S. B. 224, bill relating to the privileges of persons owning mileage-books, with unfavorable report.

Senator Barham gives notice that the minority of the committee will file a report recommending that the bill do pass.

By Senator Pharr, S. B. 557, bill to incorporate the Denver and Lincolnton Railroad Company, with favorable report.

By Senator Pharr, bill to extend the time to organize the Edgecombe Railway Company, and to continue the charter granted by chapter 136 of the Private Laws of 1905, with favorable report.

By Senator Mills, H. B. 194, S. B. 540, bill to incorporate the Asheville and East Tennessee Railroad Company, with unfavorable report.

By Senator Mills, S. B. 12, bill to amend the charter of the Carolina-Tennessee Southern Railway Company, chapter 72 of the Private Laws of 1903, with unfavorable report.

From Committee on Public Roads:

By Senator Mills, S. B. 147, bill relating to the management and control of automobiles and other vehicles on the public roads and highways of Sampson County, with favorable report.

By Senator Mills, S. B. 159, bill relating to the management and

control of automobiles and other vehicles on the public roads and highways of Cumberland County, with favorable report.

By Senator Mills, S. B. 100, bill relating to the management and control of automobiles and other vehicles on the public roads and highways of Harnett and Johnston counties, with favorable report.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Barringer, memorial against the passage of the bill taxing fire insurance companies for firemen's pensions.

Referred to Committee on Insurance.

By Senator Elliott, petition for and against the drainage of Clark's Creek, in Catawba County.

Referred to Committee on Propositions and Grievances.

PRIVILEGES OF THE FLOOR.

On motion of Senator Long of Iredell, the privileges of the floor are extended to Hon. Francis W. Winston, ex-Lieutenant Governor and ex-President of the Senate.

On motion of Senator Barham, the privileges of the floor are extended to Col. A. C. Davis, of Wayne County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 483, S. B. 289, bill to incorporate the Mercantile Bank of Elizabeth City, for concurrence in House amendment.

Referred to Committee on Corporations.

H. B. 615, S. B. 630, bill to authorize Perquimans County to issue bonds.

Referred to Committee on Judiciary.

H. B. 496, S. B. 631, bill to levy a tax to maintain certain bridges in Hyde County.

Referred to Committee on Public Roads.

H. R. 774, S. R. 632, joint resolution relative to paying the expenses of the subcommittee on Insane Asylums.

Placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Manning, S. B. 633, bill to regulate the practice of architecture, and creating a board of examiners and registration for the regulation of same, and providing penalties for the violation of this act.

Referred to Committee on Propositions and Grievances.

By Senator Hawes, S. B. 634, bill to incorporate the town of Atkinson, in Pender County.

Referred to Committee on Counties, Cities and Towns.

By Senator Kluttz, S. B. 635, bill to allow the town of East Spencer to issue bonds.

Referred to Committee on Judiciary.

By Senator Dawes, S. B. 636, bill to incorporate the town of Stantonburg, in the county of Wilson.

Referred to Committee on Counties, Cities and Towns.

By Senator Johnson, S. B. 637, bill to abolish the office of standard-keeper in Camden County.

Referred to Committee on Propositions and Grievances.

By Senator Burton, S. B. 638, bill authorizing the commissioners of Onslow County to issue bonds to pay the past-due interest on the bonds issued to the Wilmington, New Bern and Norfolk Railroad Company under chapter 233 of the Laws of 1885, and acts amendatory thereof.

Referred to Judiciary Committee.

By Senator Burton, S. B. 639, bill to allow the commissioners of Onslow County to use the surplus of the special-tax funds levied under chapter 642 of the Public Acts of 1905.

Referred to Committee on Propositions and Grievances.

By Senator Barham (by request), S. B. 640, bill to divide School District No. 2 (white), in New Hope Township, in Wayne County.

Referred to Committee on Education.

By Senator Dockery, S. B. 641, bill to confer police powers on deputy sheriffs, at Steel's Mills, Pee Dee No. 1 and Pee Dee Mill No. 2, and Roberdel Mill No. 2, and Hannah Pickett Mills, and to protect property and preserve the peace of said villages, in Richmond County.

Referred to Judiciary Committee.

By Senator Scott, S. B. 642, bill to confer police powers on sheriffs and constables at Glen Raven, Alamance County.

Referred to Judiciary Committee.

By Senator Clark, S. B. 643, bill to authorize certain townships in Bladen County to issue public-improvement bonds.

Referred to Judiciary Committee.

By Senator Means, S. B. 644, bill to make the State Superintendent of Public Instruction *ex officio* a trustee of the University of North Carolina.

Referred to Committee on Trustees of the University.

By Senator Nimocks, S. B. 645, bill to promote the rural free delivery service.

Referred to Committee on Propositions and Grievances.

By Senator Nimocks, S. B. 645, bill for the better protection of schools.

Referred to Committee on Education.

By Senator Britt, S. B. 647, bill to provide for the election of the

justices of the peace by the qualified voters of the townships in the several counties of North Carolina.

Referred to Committee on Justices of the Peace.

By Senator Means, resolutions in regard to the office of the Engrossing Clerk.

Referred to Committee on Rules.

By Senator Dockery, S. B. 648, bill providing for the maintenance of roads in Beaver Dam Township, in Richmond County, by taxes, if petitioned for by a majority of the qualified voters.

Referred to Committee on Public Roads.

By Senator Elliott, S. B. 349, bill to amend chapter 81 of the Revisal of 1905, relative to barb-wire fences in Catawba, Richmond, Rutherford and other counties.

Referred to Committee on Propositions and Grievances.

By Senator Shaw, S. B. 650, bill to amend the charter of the Bank of Lumberton, at Lumberton, N. C.

Referred to Committee on Banks and Currency.

By Senator Shaw, S. B. 651, bill to amend the charter of the Virginia and Carolina Railway Company.

Referred to Committee on Corporations.

By Senator Shaw, S. B. 652, bill to require all clerks of the Superior Courts, register of deeds and sheriffs of the counties of the State to publish annually a statement of all fees received by virtue of their offices.

Referred to Judiciary Committee.

By Senator Shaw, S. B. 653, bill to amend the charter of the Robeson County Land and Trust Company.

Referred to Committee on Corporations.

By Senator Long of Iredell, S. B. 654, bill to allow the commissioners of Iredell County to levy a special tax to pay the indebtedness incurred in erecting a new county jail.

Placed on the Calendar.

By Senator Empie, S. B. 655, bill to prevent salaried officers and employees from receiving pay as witnesses in criminal actions in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Senator Wray, S. B. 656, bill to amend section 3769 of the Revisal of 1905, relating to fences along the public roads.

Referred to Committee on Public Roads.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 167, S. B. 350, bill to prevent live stock from running at large in Ashe County.

On motion of Senator Doughton, this bill is withdrawn from the committee and placed on the Calendar.

H. B. 289, S. B. 483, bill to incorporate the Mercantile Bank of

Elizabeth City, North Carolina, for concurrence in the House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 280, S. B. 385, substitute for H. B. 280, bill to regulate the registration and sale of concentrated commercial feeding stuffs, on third reading.

Senator Blow offers the following amendment:

Amend section 12 by striking out the word "or," in line two, and the words "the regulations adopted by the Board of Agriculture," in line three.

Senator Fry offers the following amendment:

This act shall not apply to any manufacturer who does not ship feed stuffs, but who sells to local customers.

Senator Pharr offers the following amendment:

*Provided*, that the provisions of this act shall not apply to any concentrated commercial feeding stuffs now in the hands or in the stock of any dealer or manufacturer.

The amendment offered by Senator Blow is adopted.

The amendment offered by Senator Fry fails of adoption.

The amendment offered by Senator Pharr is adopted.

The bill, as amended, passes third reading and is ordered sent to the House of Representatives for concurrence in the amendments.

S. B. 364, bill to authorize the Board of Education of Henderson County to change the boundary lines between School Districts Nos. 2 and 3 of Crab Creek Township, in said county, for the convenience of the school children living therein.

On motion, Senator Ray is given permission to withdraw this bill from the consideration of the Senate.

H. B. 440, S. B. 466, bill to extend and enlarge the corporate limits of the town of Winterville, in Pitt County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Turner, West, Wray—44.

The bill is ordered enrolled.

S. B. 489, bill to provide good roads in Franklinton Township, Franklin County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Turner, West, Wray—44.

The bill is ordered sent to the House of Representatives.

S. B. 491, bill to provide for good roads in Franklin County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Turner, West, Wray—44.

The bill is ordered sent to the House of Representatives.

H. B. 522, S. B. 507, bill to incorporate the town of Buie, in Robeson County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Turner, West, Wray—44.

The bill is ordered sent to the House for concurrence in amendment.

H. B. 132, S. B. 349, bill to regulate fishing in parts of Black River, Six Runs, Big Coharie, Little Coharie and Bear Skin rivers, in Sampson County, on third reading.

The bill passes third reading and is ordered enrolled.

S. B. 194, bill to repeal chapter 885 of the Public Laws of 1907, prohibiting fishing in Little River, in Wake County.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 167, S. B. 350, bill to prevent live stock from running at large in Ashe County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

S. B. 556, bill to provide diphtheria antitoxin for indigent persons sick of diphtheria, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 774, S. R. 632, resolution relative to paying the expenses of the joint subcommittee on Insane Asylums, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 207, bill to extend the time to organize the Edgecombe Railway Company and to continue the charter granted it by chapter 136 of the Private Laws of 1905, on second reading.

The bill passes second reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, Means, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Turner, West, Wray—44.

S. B. 584, bill to provide proper sanitary surroundings for the State charitable and educational institutions, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 496, bill to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene.

On motion of Senator Pharr, consideration of this bill is postponed until Thursday.

H. B. 337, S. B. 416, bill to prohibit seining in Transylvania County, on third reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 147, bill relating to the management and control of automobiles and other vehicles on the public roads and highways of Sampson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 159, bill relating to the management and control of automobiles and other vehicles on the public roads and highways of Cumberland County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 100, bill relating to the management and control of automobiles and other vehicles on the public roads and highways of the counties of Harnett and Johnston, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

ADDITION TO COMMITTEE.

The President announces the appointment of Senator Travis as a member of the Committee on Counties, Cities and Towns.

On motion of Senator Long of Iredell, the Senate adjourns until to-morrow at 11 o'clock.

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## THIRTY-FIRST DAY.

SENATE CHAMBER, February 10, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. F. M. Shamberger, of this city.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are submitted by standing committees as follows:

From Committee on Corporations:

By Senator Shaw, S. B. 601, bill to incorporate the Trustees of McKenzie's Grove African Methodist Episcopal Zion Church, in the county of Catawba, with favorable report.

By Senator Jones, S. B. 494, bill to incorporate the Citizens and Farmers Bank of Raleigh, North Carolina, with favorable report.

By Senator Pharr, S. B. 628, bill to incorporate the Louisburg Female College, with favorable report.

H. B. 459, S. B. 443, bill to incorporate Elizabeth Lodge, No. 217, I. O. O. F., with favorable report.

From Committee on Revisal:

By Senator Gay, S. B. 523, bill to amend chapter 96 of the Public Laws of 1907, relating to the extension of the time to compute, compromise and settle the State debt, with favorable report.

From Committee on Penal Institutions:

By Senator Travis, S. B. 547, bill to amend chapter 224 of the Public Laws of 1907, relative to working prisoners on the public roads at their own request, with favorable report.

From Committee on Trustees of the University:

By Senator Pharr, bill to make the State Superintendent of Public Instruction *ex officio* a trustee of the university, with favorable report.

From Committee on Counties, Cities and Towns:

H. B. 149, S. B. 202, bill to regulate the pay of veniremen and jurors in Stanly County, with unfavorable report.

By Senator Kluttz, S. B. 290, bill to incorporate the town of Wake Forest, with favorable report.

By Senator Kluttz, S. B. 214, bill to establish and provide for the organization of the county of Moseley from the territory of Lenoir, Wayne and Greene counties, provided the said proposition be ratified by the voters of said territory, reported unfavorably.

By Senator Kluttz, H. B. 257, S. B. 317, bill to amend the charter of the town of Lillington. The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Kluttz, S. B. 593, bill to amend the charter of the town of Brookford, with unfavorable report.

From Committee on Public Roads:

By Senator Lee, H. B. 410, S. B. 451, bill to repeal chapter 540 of the Public Laws of 1907, relating to the public roads of Columbus County, with favorable report.

By Senator McCall, H. B. 495, S. B. 599, bill to amend chapter 697, Public Laws of 1907, providing for the improvement of the public roads in Marion Township, McDowell County, with favorable report.

By Senator Bassett, S. B. 61, bill to provide for the working and maintenance of the public roads and bridges of Henderson County. The committee reports a substitute and recommends the passage of the substitute.

By Senator Pharr, S. B. 530, bill to provide for the better working and maintenance of the public roads of Cumberland County, with favorable report.

By Senator Pharr, S. B. 625, bill providing for the maintenance of the public roads in Steels Township, Richmond County, with favorable report.

By Senator Pharr, S. B. 626, bill to provide for the maintenance of the public roads in Blackjack Township, Richmond County, with favorable report.

By Senator Pharr, S. B. 613, bill providing for the consolidation of the several road commissions in Richmond County at their option, with favorable report.

By Senator Turner, S. B. 624, bill to provide for the maintenance of the public roads in Mineral Springs Township, Richmond County, with favorable report.

By Senator Matthews, S. B. 294, bill to amend chapter 200 of the Public Laws of 1907, providing for the improvement of the public roads of Sampson County and to provide for an inspector of highways for said county, with favorable report.

By Senator Matthews, H. B. 379, S. B. 568, bill to construct a graded road in Ashe County, with favorable report.

By Senator Clark, H. B. 582, S. B. 519, bill to provide for the repair and maintenance of the bridges in Warren County, with favorable report.

By Senator Mills, bill to provide for the working of the public roads of Lee County by convicts, with favorable report.

By Senator Scott, substitute for H. B. 22, S. B. 278, bill to regulate the control and management of automobiles and other vehicles in various counties, with favorable report.

By Senator Pharr, S. B. 598, bill to amend chapter 581 of the Public Laws of 1899, relative to the road law in Warren County, with favorable report.

From Committee on Propositions and Grievances:

By Senator Fry, H. B. 381, S. B. 344, bill for the relief of P. G. McNeel and Ambrose Clark, ex-sheriffs of Ashe County. The committee

reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Britt, S. B. 539, bill to authorize O. F. F. Poole, ex-Sheriff of Alexander County, to collect back taxes, with favorable report.

By Senator Britt, H. B. 89, S. B. 538, bill to extend the time within which T. R. Kernodle, ex-Sheriff of Alamance County, shall be authorized to collect back taxes, with favorable report.

H. B. 64, S. B. 563, bill to authorize a special tax in Sylva and Webster townships, Jackson County, to defray the expenses of certain suits, with favorable report.

By Senator Fry, H. B. 84, S. B. 537, bill for the relief of J. H. Johnson, ex-Sheriff of Wilkes County, with favorable report.

By Senator Fry, H. B. 77, S. B. 564, bill to permit L. Middleton, ex-Sheriff of Duplin County, to collect back taxes, with favorable report.

By Senator Fry, S. B. 637, bill to abolish the office of standard-keeper in Camden County, with favorable report.

By Senator Fry, H. B. 242, S. B. 514, bill for the relief of certain patrons of Shoal Creek Graded School, in Jackson County, who live within the corporate limits of the town of Whittier, in Swain County, with favorable report.

By Senator Fry, H. B. 524, S. B. 544, bill for the relief of Mrs. Emma Alice Howard, administratrix and widow of Eugene K. Howard, late Sheriff of Granville County, with favorable report.

By Senator Fry, H. B. 381, S. B. 344, bill for the relief of P. G. McNeel and Ambrose Clark, ex-sheriffs of Ashe County. The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Shaw, H. B. 461, S. B. 543, bill for the relief of the Clerk of the Superior Court of Montgomery County, with favorable report.

By Senator Shaw, H. B. 555, S. B. 575, bill to authorize the commissioners of Anson County to levy a special tax, with favorable report.

By Senator Shaw, H. B. 148, S. B. 566, bill to authorize the commissioners of Beaufort County to levy a special tax, with favorable report.

S. B. 588, bill to authorize the Board of Commissioners of Henderson County to replenish and protect the legal library of said county, with favorable report.

By Senator Nimocks, bill to amend chapter 81 of the Revisal of 1905, relative to barbed-wire fences in certain counties, with favorable report.

By Senator Nimocks, S. B. 639, bill to authorize the Commissioners of Onslow County to use the surplus of the special-tax fund levied under chapter 642, Public Acts of 1905, with favorable report.

By Senator Nimocks, S. B. 531, bill to prevent the sale of certain

commodities at the annual meeting of the Lower Creek Line Primitive Baptist Association. The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Spence, S. B. 559, bill to authorize J. B. Carringer, town tax collector, to collect back taxes, with favorable report.

From Committee on Education:

S. B. 307, bill to repeal chapter 344 of the Public Laws of the extra session of 1908, relative to the building committee for the girls' dormitory in connection with Cullowhee Normal School, and to substitute an act therefor, with favorable report, by Senator Tilson, for the committee.

By Senator Britt, S. B. 253, bill to encourage education in Cowee High School, Macon County, with unfavorable report.

By Senator Ormond, S. B. 188, bill to promote the cause of education in McDowell County, with unfavorable report.

By Senator Ormond, S. B. 163, bill to promote the cause of education in Madison County, with unfavorable report.

By Senator Ormond, S. B. 144, bill to promote the cause of education in Caldwell County, with unfavorable report.

S. B. 83, bill to provide for the election of the county boards of education by the qualified voters of the several counties, with unfavorable report.

A minority report is filed by Senators Britt and Tilson, recommending that the bill do pass.

By Senator Blow, H. B. 244, S. B. 541, bill to establish graded schools in the town of Laurinburg, North Carolina, with favorable report.

By Senator Blow, H. B. 323, S. B. 444, bill to establish Franklin Special School District and to provide for the levy and collection of a special tax therefor, with favorable report.

By Senator Blow, S. B. 549, bill relating to Tarboro Public Graded Schools bonds, with favorable report.

By Senator Blow, H. B. 506, S. B. 499, bill to amend chapter 441 of the Public Laws of 1903, relative to graded schools in the town of Troy, with favorable report.

By Senator Blow, H. B. 414, S. B. 452, bill to create and establish a free graded-school district on the county line for Mollie Spring, to be composed of a portion of the territory of Montgomery and a portion of the territory of the county of Richmond, with favorable report.

By Senator Blow, S. B. 421, bill to amend chapter 11 of the Private Laws of 1905, relating to the graded schools of the town of Kernersville, with favorable report.

By Senator Blow, S. B. 358, bill to provide for an election for an additional tax in the Windsor Graded-school District, in Bertie County, with favorable report.

H. B. 408, S. B. 508, bill to provide for an election in Graded-school District No. 1, in Columbus County, with favorable report.

By Senator Blow, H. B. 459, S. B. 436, bill to authorize the Board

of Trustees of the Fremont Graded School to sell certain school property, with favorable report.

By Senator Blow, H. B. 548, S. B. 574, bill to establish the boundary lines of School District No. 4, Rock Creek Township, Wilkes County, with favorable report.

By Senator Blow, S. B. 260, bill to provide for the equipment and maintenance of the Eastern Carolina Teachers' Training School, with favorable report.

On motion of Senator Blow, the bill is referred to Committee on Appropriations.

By Senator Ray, S. B. 646, bill to provide for the better protection of schools, with unfavorable report.

By Senator Barringer, S. B. 560, bill to provide for the maintenance and support of the Agricultural College for the colored race. The committee reports an amendment, and recommends the passage of the bill, with the amendment.

By Senator Blow, S. B. 640, bill to divide School District No. 2, white, New Hope Township, Wayne County, with favorable report.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Long, petition from citizens of Iredell County, urging more liberal pensions.

Referred to Committee on Pensions and Soldiers' Home.

By Senator Mills, petitions from citizens of Rutherford and Cleveland counties, for repeal of homestead law.

Referred to Judiciary Committee.

By Senator Blow, petition of J. H. Smith and others, in favor of the passage of Senate Bill No. 116.

Referred to Judiciary Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Manning, S. B. 657, bill to authorize the issue of State bonds to pay off the State bonds which fall due on the first day of July, 1910.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 658, bill requiring all political parties to select candidates for county and State officers on the same day.

Referred to Committee on Election Laws.

By Senator Spence, S. B. 659, bill to authorize the town of Ramseur to issue bonds for the improvement of streets and sidewalks.

Referred to Judiciary Committee.

By Senator Ray, S. B. 660, bill to appoint P. H. Walker a justice of the peace in Hendersonville Township, and J. O. Bell and M. L. Owens justices of the peace in and for Green River Township, Henderson

County, and to authorize them to appoint special constables with police powers.

Referred to Committee on Judiciary.

By Senator Barham, S. B. 661, bill to provide for chemical examinations in cases of suspected poison.

Referred to Committee on Revisal.

By Senator Ray, S. B. 662, bill to establish a graded school in Stony Mountain Special-tax School District, in Henderson County.

Referred to Committee on Education.

By Senator Ray, S. B. 663, bill to authorize the Board of Education of Henderson County to change the boundary line between School Districts Nos. 2 and 3, of Crab Creek Township, and 2 and 4 of Hooper's Creek Township, in said county.

Referred to Committee on Education.

By Senator Jones, S. R. 664, joint resolution relative to the compensation of Julian Timberlake, Jr., Chief Page of the Senate, session of 1907.

Referred to Committee on Senate Expenditures.

By Senator Jones, S. B. 665, bill to authorize the town of Wake Forest, Wake County, to issue bonds for the purpose of establishing an electric-light plant.

Referred to Committee on Revisal.

By Senator Jones (by request), S. B. 666, bill to repeal special school tax in School District No. 4, in Wake Forest Township, Wake County.

Referred to Committee on Education.

By Senator Nimocks, S. B. 667, bill to protect the employers in suits for damages in cases of injury or death.

Referred to Committee on Railroads.

By Senator Barham, S. B. 668, bill to provide for deficit of State Hospital at Goldsboro, N. C.

Referred to Committee on Insane Asylums.

By Senator Mills, S. B. 669, bill to incorporate the town of Bostic, in Rutherford County.

Referred to Committee on Counties, Cities and Towns.

By Senator Empie, S. B. 670, bill to validate certain instruments.

Referred to Judiciary Committee.

By Senator Fry, S. B. 671, bill to amend chapter 89 of the Private Laws of 1905, and chapter 157 of the Private Laws of 1907, being acts to incorporate the Tuckseigee Railway Company.

Referred to Committee on Corporations.

By Senator Matthews, S. B. 672, bill to prohibit the setting of dangerous traps on lands of another in Sampson County.

Referred to Committee on Game Laws.

By Senator Shaw, S. B. 673, bill to amend the charter of the town of Rowland, in the county of Robeson, State of North Carolina.

Referred to Committee on Counties, Cities and Towns.

ANNOUNCEMENT.

The President announces the appointment of Mr. M. L. Moose clerk for the committees on Appropriations and Propositions and Grievances.

ADDITIONS TO COMMITTEES.

The President announces the appointment of Senators Barham and Doughton as members of the Committee on Counties, Cities and Towns.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 476, bill to amend section 2775 of the Revisal of 1905, relative to the fees of coroners in certain cases.

S. B. 104, bill to create the State Association of County Commissioners of North Carolina.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 544, S. B. 502, bill to allow the city of Asheville to purchase the auditorium property, on second reading.

Senator Britt offers the following amendment:

SECTION 2. That said purchase or acquisition shall not be made by the said city of Asheville unless authorized by a majority of the voters of the said city, at the next public election to be held for the election of mayor and board of aldermen thereof, at which election those qualified voters in said city who favor the purchase or acquisition of the said auditorium herein provided for shall vote ballots having the words "For Purchase of Auditorium" written or printed thereon, and those opposed to said purchase shall vote ballots having written or printed thereon "Against Purchase of Auditorium"; and if at said election a majority of the qualified voters of said city shall cast ballots having the words "For Purchase of Auditorium" written or printed thereon, the mayor and board of aldermen of said city of Asheville shall be authorized to purchase or acquire the said auditorium property as hereinbefore provided.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

MESSAGE FROM THE GOVERNOR.

A message is received from the Governor transmitting a communication from the Secretary of the University in regard to the matter of the claim of the estate of David L. Swain.

Referred to Committee on Trustees of University.

A message is received from his Excellency, the Governor, Hon. W. W. Kitchin, recommending the passage of appropriate legislation against industrial monopolies, which is read by the Clerk and referred to the Judiciary Committee.

The consideration of bills and resolutions on the Calendar are resumed.

S. B. 83, bill to provide for the election of county boards of education by the qualified voters of the several counties, on second reading.

On motion of Senator Blow, this is made a special order for tomorrow at 12 o'clock.

S. B. 644, bill to make the State Superintendent of Public Instruction *ex officio* a trustee of the University, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 531, bill to prevent the sale of certain commodities at the annual meeting of the Lower County Line Primitive Baptist Association, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 639, bill to allow the commissioners of Onslow County to use the surplus of tax fund levied under chapter 642 of the Public Acts of 1905, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Pharr, S. B. 650, bill to amend the charter of the Bank of Lumberton, at Lumberton, N. C., and S. B. 653, bill to amend the charter of the Robeson Loan and Trust Company, are ordered withdrawn from Committee on Banks and Currency and placed on the Calendar.

S. B. 588, bill to authorize the Board of Commissioners of Henderson County to replenish and protect the legal library of said county, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 461, S. B. 543, bill for the relief of the Clerk of the Superior Court of Montgomery County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 523, bill to amend chapter 96 of the Public Laws of 1907, relating to the extension of the time to compute, compromise and settle the State debt, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 381, S. B. 344, bill for the relief of P. G. McNeel and Ambrose Clark, ex-sheriffs of Ashe County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered enrolled.

H. B. 524, S. B. 544, bill for the relief of Mrs. Emma Alice Howard, administratrix and widow of Eugene K. Howard, late Sheriff of Granville County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 242, S. B. 514, bill for the relief of certain patrons of Shoal Creek Graded School, in Jackson County, who live within the corporate limits of the town of Whittier, in Swain County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 530, bill to provide for the better working and maintenance of the public roads of Cumberland County, on second reading.

Senator Nimocks offers the following amendment:

That nothing herein contained shall be construed to repeal chapter 792 of the Public Laws of 1907, or any part thereof.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives, without engrossment.

S. B. 649, bill to amend chapter 81 of the Revisal of 1905, relative to barbed-wire fences in Catawba, Rutherford, Richmond and other counties.

Senator Mills offers the following amendment:

That this act shall not apply to Rutherford County.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed.

S. B. 207, bill to extend the time to organize the Edgecombe Railway Company, and to continue the charter granted it by chapter 136, Private Laws of 1905, on third reading.

The bill passes third reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray,

Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

The bill is ordered sent to the House of Representatives.

H. B. 496, S. B. 631, bill to levy a tax to maintain certain bridges in Hyde County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 615, S. B. 630, bill to authorize Perquimans County to issue bonds, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 530, bill to provide for the better working of and maintenance of the public roads of Cumberland County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 549, bill relating to Tarboro Public School District bonds, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 557, bill to incorporate the Denver and Lincolnton Railway Company, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie,

Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 654, bill to allow the commissioners of Iredell County to levy a special tax to pay the indebtedness incurred in erecting a new county jail, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 323, S. B. 444, bill to establish the Franklin Special Graded-school District, to provide for the levy and collecting of special taxes therein, and to authorize said district to issue bonds and provide for the same, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 244, S. B. 541, bill to establish graded schools in town of Laurinburg, N. C., on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 624, bill providing for the maintenance of public roads in Mineral Springs Township, in Richmond County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 626, bill providing for the maintenance for public roads in Black Jack Township, in Richmond County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 61 (substitute), bill for the working and maintaining the public roads in Henderson County, on second reading.

The substitute offered by the committee is adopted.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 599, H. B. 495, bill to amend chapter 697, Public Laws of 1907, providing for the improvement of the public roads of Marion Township, in McDowell County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 294, bill to amend chapter 200, Public Laws of 1907, providing for the improvement of the public roads of Sampson County and the appointment of an inspector of highways of said county, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 441, S. B. 465, bill to amend chapter 197 of the Public Laws of 1905, for the better working of public roads of Chatham County, allowing townships to issue bonds, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 248, S. B. 358, bill to provide for an election for an additional tax in the Windsor Graded-school District, in Bertie County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 506, S. B. 499, bill to amend chapter 441 of the Public Laws of 1903, relative to graded schools in the town of Troy, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 290, bill to incorporate the town of Wake Forest, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 257, S. B. 317, bill to amend the charter of the town of Littleton, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 457, S. B. 598, bill to amend chapter 581 of the Laws of 1899, relative to the road laws of Warren County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 625, bill providing for the maintenance of the public roads of Steels Township, in Richmond County, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 566, H. B. 148, bill to authorize the County Commissioners of Beaufort County to levy a special tax, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

H. B. 555, S. B. 575, bill to authorize the commissioners of Anson County to levy a special tax, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 553, H. B. 64, bill authorizing a special tax in Sylva and Webster townships, Jackson County, to defray the expense of certain suits, on second reading.

The bill passes second reading, ayes 46, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Love, Manning, Martin, Matthews,

McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—46.

S. B. 637, bill to abolish the office of standard-keeper in Camden, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 77, S. B. 564, bill to permit L. Middleton, ex-Sheriff of Duplin County, to collect back taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 84, S. B. 537, bill for the relief of J. H. Johnson, ex-Sheriff of Wilkes County, on second reading.

The bill passes second reading.

H. B. 408, S. B. 508, bill to provide for an election in School District No. 1, Columbus County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 89, S. B. 538, bill to extend the time in which T. R. Kernodle, ex-Sheriff of Alamance County, shall be authorized to collect taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 134, S. B. 539, bill to authorize O. F. F. Poole, ex-Sheriff of Alexander County, to collect back taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 459, S. B. 443, bill to incorporate Elizabeth Lodge, No. 217, I. O. O. F., of North Carolina, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 548, S. B. 574, bill to establish the boundary lines of School District No. 4, Rock Creek Township, Wilkes County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 369, S. B. 436, bill to authorize the board of trustees of Fremont Graded School to sell certain school property, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 421, bill to amend chapter 11, Private Laws of 1905, relative to graded schools in the town of Kernersville, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator West, the Senate takes under consideration H. B. 143, S. B. 176, bill to prevent miners from throwing tailings into Silver Creek, Burke County, on its second reading.

On motion of Senator Doughton, the bill is re-referred to Committee on Mining.

SPECIAL ORDER.

The President lays before the Senate, as being the special order for this hour, S. B. 213, bill to create a new judicial district for the counties of Guilford and Alamance, on second reading.

Senator Jones calls for the previous question.

Senator Nimocks moves that the call for the previous question be tabled. The motion is lost.

The motion of Senator Jones is adopted and the bill passes second reading.

PRIVILEGES OF THE FLOOR.

On motion of Senator Barringer, the privileges of the floor are extended to ex-Senator W. W. King.

On motion of Senator Fry, the privileges of the floor are extended to ex-Senator W. E. Breese, Jr., of Transylvania County.

On motion of Senator Sherrill, the privileges of the floor are extended to ex-Senator Davis, of Burke County.

On motion of Senator Long, of Iredell, the privileges of the floor are extended to Hon. T. W. Mason, of Northampton County.

LEAVES OF ABSENCE.

On motion of Senator Sherrill, leave of absence is granted to Senator Scott for the remainder of the week.

On motion of Senator Manning, leave of absence is granted to Senator Long of Person.

On motion of Senator Peele, leave of absence is granted to Senator Dockery, of Richmond.

On motion of Senator Spence, the Senate adjourns until 11 o'clock to-morrow.

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## THIRTY-SECOND DAY.

SENATE CHAMBER, February 11, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond, of Lenoir.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Judiciary Committee:

By Senator Fry, S. B. 472, bill to provide for the appointment of court stenographers in Swain, Haywood, Jackson, Transylvania, Cherokee and Macon counties.

The committee reports an amendment and recommends the passage of the bill, with amendment.

By Senator Fry, H. B. 90, S. B. 407, bill to validate certain probates and registrations, with unfavorable report.

By Senator Fry, S. B. 635, bill to allow the town of East Spencer to issue bonds, with favorable report.

By Senator Starbuck, S. B. 582, bill to authorize the commissioners of the town of Rowland to issue bonds to fund the indebtedness of said town.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Starbuck, S. B. 576, bill to exempt certain persons from jury service, with favorable report.

By Senator Starbuck, S. B. 643, bill to authorize certain townships in Bladen County to issue certain improvement bonds, with favorable report.

By Senator Blow, S. B. 534, bill to amend chapter 210 of the Public Laws of 1905, authorizing the highway commission of Valley Town Township, in Cherokee County, to issue bonds for macadamizing the public roads, with favorable report.

By Senator Nimocks, S. B. 579, bill to validate a certain election held in the town of Bryson City on the 7th day of May, 1907, and for other purposes, with favorable report.

By Senator Long of Iredell, H. B. 57, S. B. 240, bill to amend chapter 2040 of the Revisal, making tugboats and other boats liable for supplies furnished them in their home ports, with favorable report.

From Committee on Senate Expenditures:

By Senator Martin, S. R. 664, joint resolution relative to the compensation of J. B. Timberlake, Jr., chief page of the session of 1907, with favorable report.

From Committee on Revisal:

S. B. 595, bill to amend section 2619 of the Revisal of 1905, relative to the separation of races in railway cars.

The committee recommends the adoption of this as a substitute for S. B. 167.

From Committee on Counties, Cities and Towns:

By Senator Jones, bill to amend the charter of the town of Highlands, Macon County, with favorable report.

From Committee on Salaries and Fees:

By Senator Burton, H. R. 454, S. R. 542, resolution relative to the payment of the actual expenses of the Committee on Deaf and Dumb, with favorable report.

On motion of Senator Burton, the resolution is placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Bassett, S. B. 692, bill to amend chapter 457 of the Public Laws of 1907, relating to the election of director of corporations.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 694, bill to amend the charter of the Farmers' Mutual Fire Insurance Association of North Carolina.

Referred to Committee on Corporations.

By Senator Travis, S. B. 695, bill to extend the time for the organization of the Weldon and Roanoke Rapids Electric Railway Company.

Referred to Committee on Railroads.

By Senator Hankins, S. B. 696, bill to establish a recorder's court in and for the town of Thomasville.

Referred to Judiciary Committee.

By Senator Gay, S. B. 697, bill to amend section 111 of the Revisal of 1905, and to repeal chapter 228 of the Public Laws of 1905, relating to the number and compensation of the Board of Commissioners of Northampton County.

Referred to Committee on Revisal.

By Senator Gay, S. R. 698, joint resolution of instruction to our Senators and Representatives in Congress, in reference to claims.

Referred to Committee on Claims.

By Senator Jones, S. B. 699, bill to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4.

Placed on the Calendar.

By Senator Gay, S. B. 700, bill to amend chapter 276 of the Public Laws of North Carolina, 1907, relating to bonds of tax collectors in Northampton and Hertford counties.

Referred to Judiciary Committee.

By Senator Reynolds (by request), S. B. 701, bill to establish the Walnut Cove Graded-school District.

Referred to Committee on Education.

By Senator Empie, S. B. 702, bill prescribing the method of drawing jurors in New Hanover County, and the qualification of said jurors.

Referred to Committee on Revisal.

By Senator Blow, S. B. 703, bill to provide for the registration and identification of motor vehicles, and to regulate the use of public highways by such vehicles and persons passing such vehicles and to provide hereafter penalty for the violation thereof.

Referred to Committee on Propositions and Grievances.

By Senator Barringer, S. B. 704, bill to facilitate the registration of contracts made by corporations.

Referred to Committee on Judiciary.

By Senator Jones, S. B. 705, bill to change the boundary line of School District No. 3, Holly Springs Township.

Referred to Committee on Education.

By Senator Nimocks (by request), S. B. 706, bill to authorize lessees of lands for tramways and other purposes to continue the operation of such tramways after the expiration of the lease in certain cases.

Referred to Judiciary Committee.

By Senator Wray (by request), S. B. 707, bill to prevent the sale of near-beer and like drinks in Reidsville Township, Rockingham County.

Referred to Committee on Propositions and Grievances.

By Senator Empie, S. B. 708, bill to divide the Board of County Commissioners of New Hanover County into two classes.

Referred to Committee on Counties, Cities and Towns.

By Senator Holden, S. B. 709, bill relative to cotton-weighers in Franklin County.

Referred to Committee on Propositions and Grievances.

By Senator Fry, S. B. 710, bill appointing a board of education for the county of Jackson.

Referred to Committee on Education.

By Senator Doughton, S. B. 711, bill to amend the charter of the Watauga Turnpike Company, chapter 213, Private Laws of 1905.

Referred to Committee on Public Roads.

By Senator Doughton, S. B. 712, bill to provide for the inspection of illuminating oils and fluids.

Referred to Committee on Finance.

By Senators Dockery and Elliott, S. B. 713, bill calling a constitutional convention, to convene the first Tuesday in June, 1911.

Referred to Committee on Constitutional Amendment.

By Senators Dockery and Elliott, S. B. 714, bill amending the Constitution of North Carolina, providing for quadrennial instead of biennial elections.

Referred to Committee on Constitutional Amendment.

By Senator Shaw, S. B. 715, bill to amend chapter 623 of the Public Laws of 1907, relating to sale of merchandise in bulk.

Referred to Committee on Propositions and Grievances.

By Senator Starbuck, S. B. 716, bill to provide an official stenographer for Forsyth County.

Placed on the Calendar.

By Senator Means, S. B. 717, bill supplementary to and amendatory of an "act to confer police powers on deputy sheriffs at Kannapolis," ratified this General Assembly, January 30th.

Placed on the Calendar.

S. B. 718, bill to authorize the County Commissioners of Washington County to issue bonds, to levy a special tax and to order an election to determine where the county-seat shall be located.

Referred to Committee on Counties, Cities and Towns.

By Senator Burton, S. B. 719, bill to appoint George W. White a justice of the peace for Lockville Township, Jones County.

Referred to Committee on Justices of the Peace.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 791, S. R. 600, joint resolution in favor of T. N. Hayes.

H. B. 680, S. B. 562, an act to authorize and empower the Seaboard Air Line Railway, or the receivers operating the same, to condemn land in the city of Wilmington for terminal purposes.

H. B. 331, S. B. 379, an act to amend section 2798 of the Revisal of 1905 of North Carolina, relative to the pay of jurors in Greene County.

H. B. 789, S. B. 553, an act to establish in the city of Reidsville a special court to be called the recorder's court, and prescribe the jurisdiction thereof.

H. B. 286, S. B. 376, an act fixing the liability of a bank to its depositors for payment of forged or raised checks.

H. B. 380, S. B. 450, an act to amend section 3072 of the Revisal of 1905.

H. B. 788, S. B. 581, an act to amend chapter 434 of the Private Laws of 1907, which relates to the paving of the streets of the city of Fayetteville, North Carolina.

H. B. 479, S. B. 182, an act for the establishment of a graded school in Toisnot Township, Wilson County, North Carolina.

H. B. 427, S. B. 521, an act to authorize the city of New Bern to levy special taxes to pay interest on its bonds.

H. B. 293, S. B. 351, an act to amend section 1283 of the Revisal of 1905, relating to the fees of justices of the peace, when not a true bill is found, in Brunswick and Catawba counties.

H. B. 251, S. B. 251, an act to regulate fishing in Watauga County.

H. B. 21, S. B. 200, an act to regulate the holding of a special election for a special school tax in Peak Creek Township, Ashe County.

H. B. 305, S. B. 355, an act to amend section 2798 of the Revisal of 1905, relative to pay of jurors in Gaston County.

H. B. 339, S. B. 357, an act to amend section 2716, Revisal of 1905, relative to the oath of road overseers.

H. B. 463, S. B. 456, an act to prevent public drunkenness in Mitchell County.

H. B. 166, S. B. 248, an act to secure the free passage of fish in Hiawassee River, in Clay County.

H. B. 126, S. B. 221, an act to amend chapter 25, section 1389 of the Revisal of 1905, in regard to Finance Committee.

H. B. 453, S. B. 463, an act to authorize the Board of Commissioners of Robeson County to issue bonds to pay the outstanding debt of the county.

H. B. 374, S. B. 361, an act to amend chapter 551, Public Laws of 1905, relating to fishing in Goodwin's millpond.

H. B. 384, S. B. 418, an act authorizing the Board of Commissioners of Transylvania County to levy a special tax.

H. B. 679, S. B. 545, an act concerning the assistants and employees of the Supreme Court.

H. B. 608, S. B. 511, an act to appoint justices of the peace for Ocracoke Township, Hyde County.

H. B. 198, S. B. 229, an act to amend chapter 82 of Public Laws of extra session of 1908, relating to pound or dutch nets, in Scuppernong River.

H. B. 365, S. B. 360, an act to amend chapter 180 of the Public Laws of 1907, relating to the police courts of Pasquotank County.

H. B. 493, S. B. 462, an act to authorize the Board of Commissioners of McDowell County to issue bonds to pay indebtedness.

H. B. 544, S. B. 502, an act to authorize the city of Asheville to purchase the Asheville auditorium property.

H. B. 448, S. B. 374, an act for the relief of W. G. Long, T. J. Gordon and Jerry C. Laney, commissioners of Union County.

H. B. 378, S. B. 346, an act to appoint a Finance Committee for Ashe County.

H. B. 416, S. B. 346, an act to amend the charter of the town of Waynesville.

H. B. 545, S. B. 520, an act to amend section 3 of chapter 401 of the Private Laws of North Carolina, session 1905.

H. B. 158, S. B. 408, an act to repeal section 3478, chapter 81 of the Revisal of 1905, relative to shooting wild fowls in Pamlico Sound, Hyde County.

H. B. 132, S. B. 349, an act to regulate fishing in parts of Black River, Six Runs, Big Coharie, Little Coharie and Bear Skin rivers, in Sampson County.

H. B. 440, S. B. 466, an act to extend and enlarge the corporate limits of the town of Winterville, in Pitt County.

H. B. 534, S. B. 87, an act to incorporate the Union Power and Transportation Company.

H. B. 145, S. B. 13, an act for the protection of forest ranges in the county of Swain.

H. B. 483, S. B. 289, an act to incorporate the Mercantile Bank, Elizabeth City, North Carolina.

H. R. 774, S. R. 632, joint resolution relative to paying the expenses of the subcommittee on Insane Asylums.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 563, S. B. 102, to amend the charter of the city of Greensboro.

Referred to Committee on Counties, Cities and Towns.

H. B. 62, S. B. 675, to pay C. C. Honeycutt, a school-teacher, for services rendered as school-teacher in Stanly County.

Referred to Committee on Propositions and Grievances.

H. B. 460, S. B. 674, to improve the public roads of Montgomery County, to create road commissioners for said township and work the same by taxation.

Referred to Committee on Public Roads.

H. B. 617, S. B. 676, to provide for levying a special tax for public roads of Mitchell County and for other improvements.

Referred to Committee on Judiciary.

H. B. 740, S. B. 677, to amend section 19, chapter 782, requiring road supervisors in Union County to publish receipts and disbursements.

Referred to Committee on Propositions and Grievances.

H. B. 736, S. B. 678, to incorporate the town of Beargrass, in the county of Martin.

Placed on the Calendar.

H. B. 719, S. B. 679, to improve the public roads of Manning's Township, in Nash County.

Referred to Committee on Public Roads.

H. B. 703, S. B. 680, to allow the citizens of Brevard to vote bonds to purchase a watershed, and for other purposes.

Referred to Committee on Judiciary.

H. B. 700, S. B. 681, to amend the charter of the town of Morganton, N. C., section 55, chapter 120, Private Laws 1885.

Referred to Committee on Counties, Cities and Towns.

H. B. 681, S. B. 682, to authorize the commissioners of Carteret County to build bridges and to issue bonds to levy a special tax for same.

Referred to Judiciary Committee.

H. B. 672, S. B. 683, to authorize the Board of Commissioners of Moore County to issue bonds for the purpose of erecting bridges in said county and for the payment of indebtedness against said county.

Referred to Judiciary Committee.

H. B. 658, S. B. 684, to enable the town of Marion to issue bonds and to levy special tax.

Referred to Judiciary Committee.

H. B. 655, S. B. 685, to authorize the Board of Commissioners of Cabarrus County to issue bonds to pay outstanding indebtedness, etc.

Referred to Committee on Judiciary.

H. B. 641, S. B. 686, to allow Beaufort County, North Carolina, to issue bonds to build roads and bridges.

Referred to Committee on Counties, Cities and Towns.

H. B. 540, S. B. 687, to amend chapter 409 of the Public Laws of 1899, and chapter 573 of the Public Laws of 1903, relating to the establishment of public schools in the city of Washington, N. C.

Referred to Committee on Education.

H. B. 520, S. B. 688, to amend section 4498 of the Revisal of 1905, relating to the licensing of physicians.

Referred to Committee on Propositions and Grievances.

H. B. 451, S. B. 689, to amend chapter 200, Public Laws 1907, providing for the improvement of public roads in Sampson County and the appointment of an inspector of highways of said county.

Referred to Committee on Revisal.

H. B. 347, S. B. 690, to authorize the Bellhaven Graded School to issue bonds for the purpose of erecting and equipping graded-school buildings at Bellhaven, N. C.

Referred to Committee on Education.

H. B. 60, S. B. 691, for the protection of quail in Alexander County.

Referred to Committee on Game Laws.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 84, S. B. 537, bill for the relief of J. H. Johnson, ex-Sheriff of Wilkes County, on third reading.

The bill passes third reading and is ordered enrolled.

H. B. 213, bill creating a new judicial district for the counties of Guilford and Alamance, on third reading.

Senator Mills offers the following amendment:

Amend by adding at the end of section 11 the following: "That the provisions of this act shall remain in force and effect up to and including the 21st day of October, 1910, and no longer, and at the expiration of said time the law relating to the terms of court in the counties and judicial districts herein mentioned, and now in force, shall prevail and become effective and be in full force and effect as before the passage of this act."

Senator Mills moves that the bill be referred to the Judiciary Committee.

Senator Nimocks moves that the bill be referred to the Committee on Judicial Districts.

Senator Powell calls the previous question. The call is sustained.

The motion of Senator Mills fails of adoption.

The motion of Senator Nimocks fails of adoption.

The amendment offered by Senator Mills fails of adoption.

On the passage of the bill, Senator Peele calls for the ayes and noes. The call is sustained.

The bill, on third reading, fails of adoption, ayes 18, noes 25, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Britt, Clark, Empie, Hawes, Johnson, Jones, Kluttz, Latham, Martin, Means, Powell, Sherrill, Starbuck, West, Wray—18.

Those voting in the negative are: Senators Blow, Burton, Dawes, Dockery, Elliott, Fry, Gay, Holden, Lee, Long of Iredell, Manning, Matthews, Mills, McCall, Nimocks, Ormond, Peele, Ray, Reynolds, Sherrill, Spence, Tilson, Turner—25.

Senator Doughton announces he was paired with Senator Travis; that if present, Senator Travis would vote for the bill, and he (Doughton) would vote against it.

Senator Love announces that he is paired with Senator Scott; that if present, Senator Scott would vote for the bill, and he (Love) would vote against it.

S. B. 61, bill for the working, making and maintaining the public roads and bridges of Henderson County, on third reading.

The bill passes third reading, ayes 43, noes 1, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham,

Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray—43.

Senator Britt votes in the negative.

The bill is ordered sent to the House of Representatives.

S. B. 541, H. B. 244, bill to establish graded schools in the town of Laurinburg, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray—44.

The bill is ordered enrolled.

S. B. 549, bill relating to Tarboro Public-school District bonds, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

H. B. 257, S. B. 317, bill to amend the charter of the town of Littleton, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

S. B. 294, bill to amend chapter 200, Public Laws of 1907, providing for the improvement of the public roads of Sampson County, and the appointment of an inspector of highways of said county, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

S. B. 654, bill to allow the commissioners of Iredell County to levy a special tax to pay the indebtedness incurred in erecting a new county jail, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

H. B. 323, S. B. 444, bill to establish the Franklin special Graded-school District, to provide for the levying and collecting of special taxes therein, and to authorize said district to issue bonds and to provide for the same, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

H. B. 242, S. B. 514, bill for the relief of certain patrons of Shoal Creek Graded School, in Jackson County, who live within the corporate limits in the town of Whittier, in Swain County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

S. B. 626, bill providing for the maintenance of public roads of Black Jack Township, in Richmond County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

S. B. 624, bill providing for the maintenance of the public roads of Mineral Springs Township, of Richmond County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

H. B. 615, S. B. 630, bill to authorize Perquimans County to issue bonds, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

H. B. 457, S. B. 598, bill to amend chapter 581, Laws of 1899, relative to road law in Warren County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

H. B. 495, S. B. 599, bill to amend chapter 697, Public Laws of 1907, providing for the improvement of the public roads of Marion Township, in McDowell County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

S. B. 290, bill to incorporate the town of Wake Forest, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

S. B. 557, bill to incorporate the Denver and Lincoln Railway Company, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

H. B. 248, S. B. 358, bill to provide for an election for an additional tax in Windsor Graded-school District, in Bertie County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

H. B. 496, S. B. 631, bill to levy a tax to maintain certain bridges in Hyde County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

S. B. 625, bill providing for the maintenance of the public roads of Steels Township, in Richmond County, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott,

Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered sent to the House of Representatives.

H. B. 441, S. B. 465, bill to amend chapter 197 of the Public Laws of 1905, for the better working of the public roads of Chatham County, allowing townships to issue bonds, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

H. B. 506, S. B. 499, bill to amend chapter 441 of the Public Laws of 1903, relative to graded schools in the town of Troy, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

S. B. 563, H. B. 64, bill authorizing special tax in Sylva and Webster townships, Jackson County, to defray the expenses of certain suits, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

H. B. 555, S. B. 575, bill to authorize the commissioners of Anson County to levy a special tax, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones,

Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

H. B. 148, S. B. 566, bill to authorize the commissioners of Beaufort County to levy a special tax, on third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

The bill is ordered enrolled.

S. B. 643, bill to authorize certain townships in Bladen County to issue public-improvement bonds, on second reading.

The bill passes second reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

S. B. 635, bill to allow the town of East Spencer to issue bonds, on second reading.

The bill passes second reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

S. B. 534, bill to amend chapter 210, Public Laws of 1905, authorizing the highway commission of Valley Town Township, in Cherokee County, to issue bonds for macadamizing roads, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

S. B. 532, bill to authorize the commissioners of the town of Rowland to issue bonds to fund the indebtedness of said town, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Tilson, Travis, Turner, West, Wray —44.

LEAVE OF ABSENCE.

On motion of Senator Bassett, leave of absence is granted to Senator Travis.

PRIVILEGES OF THE FLOOR.

On motion of Senator Nimocks, the privileges of the floor are extended to ex-Senator R. B. White.

On motion of Senator Doughton, two hundred copies are ordered printed of S. B. 712, bill to provide for inspection of illuminating oils and fluids.

SPECIAL ORDER.

It being a special order for this hour, the President lays before the Senate S. B. 83, bill to provide for the election of county boards of education by the qualified voters of the several counties, on second reading.

Senator Ray moves that the bill lay on the table.

The motion fails of adoption.

Pending further consideration of the bill, on motion of Senator Long of Person, the Senate adjourns until to-morrow at 10 o'clock A. M.

## THIRTY-THIRD DAY.

SENATE CHAMBER, February 12, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. M. A. Barber, of this city.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Barham, S. B. 634, bill to incorporate the town of Atkinson, Pender County, with favorable report.

By Senator Barham, S. B. 583, bill to establish and to define the duties of the Board of Internal Improvements of the town of Marshall, with favorable report.

By Senator Barham, S. B. 590, bill to further extend the power and authority of the building committee of the town of Marshall, with favorable report.

By Senator Barringer, bill to amend chapter 115 of the Private Laws of 1899, relating to the charter of the town of Greenville, with favorable report.

By Senator Barringer, S. B. 552, bill to amend, alter and consolidate the charter of the town of Farmville.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Barringer, S. B. 528, bill to change the boundaries of the town of Stokesdale, in the county of Guilford, with favorable report.

From Committee on Education:

By Senator Blow, bill to authorize School District No. 5, Wilkes County, to levy a special tax. The committee reports an amendment and recommends the passage of the bill, as amended.

From Committee on Propositions and Grievances:

S. B. 645, bill to promote the betterment of the rural free delivery service, with favorable report.

From Committee on Revisal:

By Senator Spence, S. B. 665, bill to authorize the town of Wake Forest, Wake County, to issue bonds for the establishment of an electric-light plant.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Salaries and Fees:

By Senator Holden, S. B. 296, bill relative to the pay of special veniremen in Richmond County, with favorable report.

By Senator Spence, H. B. 482, S. B. 453, bill to fix the per diem of the commissioners of Mitchell County, with unfavorable report.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 649, bill to amend chapter 81, Revisal of 1905, relative to barb-wire fences in Catawba and other counties.

S. B. 531, bill to prevent the sale of certain commodities at the annual meeting of the Lower County Line Primitive Baptist Association.

On motion of Senator Holden, S. B. 170, bill fixing the salary of the State Librarian, is re-referred to the Committee on Salaries and Fees.

On motion of Senator Starbuck, S. B. 527, bill to amend section 1506 of the Revisal of 1905, in relation to the Superior Courts of Forsyth County, is withdrawn from committee and placed on Calendar.

On motion of Senator Holden, H. B. 719, S. B. 679, bill relative to working the public roads of Manning's Township, Nash County, is withdrawn from committee and placed on the Calendar.

On motion of Senator Doughton, H. B. 281, S. B. 442, an act to regulate the registration, sale and inspection of condimental, patented, proprietary trade-marked stock or poultry feeds and feed condition powders and stock medicines, two hundred copies are ordered printed.

On motion of Senator Shaw, S. B. 651, bill to amend the charter of the Virginia and Carolina Southern Railroad Company, is withdrawn from committee and placed on the Calendar.

On motion of Senator Barham, S. B. 224, bill relating to persons holding mileage-books, is made a special order for next Wednesday at 12 o'clock.

On motion of Senator Shaw, S. B. 431, bill to fix the time for holding the Superior Courts of Robeson County, is withdrawn from committee and placed on the Calendar.

On motion of Senator Means, S. B. 717, bill to be entitled An act supplemental and amendatory to an act to confer police powers on deputy sheriffs at Kannapolis, etc., ratified January 30, 1909, is withdrawn from committee and placed on the Calendar.

Senator Manning offers the following resolution:

*Resolved*, That when the Senate adjourns, the Senate do adjourn in honor of the memory of Abraham Lincoln, this day being his birthday.

The resolution is adopted.

Senator Kluttz moves that S. B. 46, bill relative to the establishment of a highway commission, be withdrawn from Committee on Public Roads and be re-referred to Committee on Appropriations.

The motion fails of adoption.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 400, S. B. 732, bill to amend chapter 236, Private Laws of 1905, so as to change the corporate limits of the town of Tarboro, and to redistrict the same, and to repeal charters of Farrar, Runnymede and West Tarboro.

Referred to Committee on Counties, Cities and Towns.

H. B. 671, S. B. 731, bill to amend the charter of the town of Carthage.

Referred to Committee on Counties, Cities and Towns.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 615, S. B. 630, an act to authorize the commissioners of Perquimans County to issue bonds and to levy a special tax for the purpose of liquidating the indebtedness contracted in building a new jail, and to be contracted in installing in said jail sewerage accommodations.

H. B. 242, S. B. 514, an act for the relief of certain patrons of Shoal Creek Graded School, in Jackson, who live within the corporate limits of the town of Whittier, in Swain County.

H. B. 555, S. B. 575, an act to authorize the commissioners of Anson County to levy a special tax.

H. B. 578, S. B. 428, an act to pay off and refund twenty thousand dollars town-hall, sewerage and waterworks bonds of the town of Hendersonville, issued the first day of October, A. D. 1890, and maturing the first day of October, A. D. 1910.

H. B. 84, S. B. 537, an act for the relief of J. H. Johnson, ex-Sheriff of Wilkes County.

H. B. 337, S. B. 416, an act to prohibit seining in Transylvania County.

H. B. 461, S. B. 543, an act for the relief of the Clerk of the Superior Court of Montgomery County.

H. B. 369, S. B. 436, an act to authorize the Board of Trustees of the Fremont Graded Schools to sell certain school property.

H. B. 167, S. B. 350, an act to prevent stock from running at large in Ashe County.

H. B. 496, S. B. 631, an act to levy a tax to maintain certain bridges in Hyde County.

H. B. 89, S. B. 536, an act to extend the time in which R. T. Kernodle, ex-Sheriff of Alamance County, shall be authorized to collect taxes.

H. B. 244, S. B. 541, an act to establish graded schools in the town of Laurinburg, North Carolina.

H. B. 506, S. B. 499, an act to amend chapter 441 of the Public Laws of 1905, relative to a graded school in the town of Troy.

H. B. 64, S. B. 563, an act authorizing a special tax in Sylva and Webster townships, Jackson County, to defray the expenses of certain suits.

H. B. 495, S. B. 599, an act to amend chapter 637, Public Laws of 1907, providing for the improvement of the public roads in Marion Township, in the county of McDowell.

H. B. 248, S. B. 358, an act to provide for an election for the additional tax in Windsor Graded-school District, in Bertie County.

H. B. 257, S. B. 317, an act to amend the charter of the town of Littleton.

H. B. 148, S. B. 566, an act to authorize the County Commissioners of Beaufort County to levy a special tax.

H. B. 134, S. B. 539, an act to authorize O. F. F. Pool, ex-Sheriff of Alexander County, to collect back taxes.

H. B. 441, S. B. 465, an act to amend chapter 197 of the Public Laws of 1905, for the better working of the public roads of Chatham County.

H. B. 745, S. B. 427, an act to amend chapter 200 of the Private Laws of 1905.

H. B. 527, S. B. 261, an act to amend the charter of the Carolina College.

H. B. 548, S. B. 574, an act to establish a boundary line in School District No. 4, in Rock Creek Township, Wilkes County.

H. B. 528, S. B. 256, an act to amend the charter of Claremont College, of Hickory, North Carolina.

H. B. 77, S. B. 564, an act to permit L. Middleton, ex-Sheriff of Duplin County, to collect back taxes.

H. B. 459, S. B. 443, an act to incorporate Elizabeth Lodge, No. 217, of the Independent Order of Odd Fellows.

H. B. 601, S. B. 99, an act to incorporate the Citizens Savings and Trust Company.

H. B. 457, S. B. 598, an act to amend chapter 581, Public Laws of 1899, relating to the road law of the townships of River and Judkins, in Warren County.

H. B. 408, S. B. 508, an act to provide for an election in School District No. 1, Columbus County.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 801, S. B. 720, bill to provide for the issuing of bonds in Highlands, Macon County.

Referred to Committee on Revisal.

H. B. 708, S. B. 721, bill to authorize the commissioners of Caswell County to issue bonds to pay and fund its bond and floating indebtedness.

Referred to Committee on Revisal.

H. B. 723, S. B. 722, bill to authorize the Board of Commissioners of Morganton to issue refunding bonds.

Referred to Committee on Revisal.

H. B. 800, S. B. 723, bill to provide for the issuing of bonds in the town of Franklin, in Macon County.

Referred to Committee on Judiciary.

H. B. 735, S. B. 724, bill to enable the city of Charlotte to fund its floating indebtedness, provide for the payment of future indebtedness for necessary expenses, and to authorize the city to levy taxes to meet the payment of same.

Referred to Judiciary Committee.

H. B. 771, S. B. 725, bill to amend chapter 85 of the Private Laws 1901, relative to tax levy for graded schools in Enfield Township, Halifax County.

Referred to Committee on Revisal.

H. B. 808, S. B. 726, bill to authorize the commissioners of Hyde County to issue bonds and levy a special tax.

Referred to Committee on Judiciary.

H. B. 770, S. B. 727, bill to amend chapter 126, Private Laws of 1897, relative to the tax levy in the town of Enfield.

Referred to Judiciary Committee.

H. B. 711, S. B. 728, bill to authorize the town of Siler City, Chatham County, to issue bonds for the purpose of purchasing, improving, equipping and maintaining school property for the town of Siler City.

Referred to Judiciary Committee.

H. B. 685, S. B. 730, bill to amend the charter of the town of Black Mountain, Buncombe County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 709, S. B. 729, bill to authorize the commissioners of Caswell County to levy a special tax.

Referred to Judiciary Committee.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Doughton, S. B. 733, bill to amend, revise and consoli-

date the statutes that constitute the charter of the town of North Wilkesboro.

Referred to Committee on Counties, Cities and Towns.

By Senator Barringer, S. B. 734, bill to encourage agriculture and home industry.

Referred to Committee on Agriculture.

By Senator Barringer, S. B. 735, bill to appoint justices of the peace of Stokes County.

Referred to Committee on Justices of the Peace.

By Senator Barringer, S. B. 736, bill to encourage agriculture and home industry.

Referred to Committee on Agriculture.

By Senator Shaw, S. B. 737, bill for the relief of M. V. Murphey.

Referred to Committee on Propositions and Grievances.

By Senator Spence, S. B. 738, bill to amend chapter 462, Public Laws of 1903, so as to provide more stenographers for Randolph County.

Referred to Committee on Counties, Cities and Towns.

By Senator Spence, S. B. 739, bill to authorize the commissioners of Randolph County to discontinue the working of convicts on the public roads.

Referred to Committee on Counties, Cities and Towns.

By Senator Spence, S. B. 740, bill to amend chapter 173, Public Laws of 1905, to regulate the hunting of pheasants in Randolph County.

Referred to Committee on Game Laws.

By Senator Spence, S. B. 741, bill to amend section 2944 of the Revisal of 1905, relating to holding municipal elections in the county of Randolph.

Referred to Committee on Counties, Cities and Towns.

By Senator Pharr, S. B. 742, bill to amend section 1199 of the Revisal of 1905, relative to the appointment of receivers of corporations.

Referred to Committee on Judiciary.

By Senator Spence, S. B. 742, bill for the relief of Hiram P. Gardner.

Referred to Committee on Propositions and Grievances.

By Senator Dockery (by request), S. B. 744, bill requiring the use of electric headlights on certain locomotive engines.

Referred to Committee on Railroads.

By Senator Bassett, S. B. 745, bill to amend section 4445 of the Revisal of 1905, so as to provide for the better sanitation of courtrooms.

Referred to Committee on Revisal.

By Senator Starbuck, S. B. 746, bill to extend the time in which the Winston Bank and Trust Company may organize and begin business.

Placed on the Calendar.

By Senator Blow, S. B. 747, bill for the relief of Charles P. Gaskins, an ex-Confederate soldier of Pitt County.

Referred to Committee on Pensions.

By Senator Blow, S. B. 746, bill regarding corporations.

Referred to Committee on Judiciary.

S. B. 693, bill to amend section 1517, Volume I, Revisal 1905.

Referred to Committee on Revisal.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 83, bill to provide for the election of county boards of education by the qualified voters of the several counties, on second reading, as unfinished business from yesterday.

Senator Blow moves that the bill do lie upon the table.

The motion is adopted.

S. B. 717, bill to be entitled An act supplemental to and amendatory of an act to confer police powers upon deputy sheriffs in Kannapolis, ratified January 30, 1909, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 635, bill to allow the town of East Spencer to issue bonds, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

The bill is ordered sent to the House of Representatives.

S. B. 582, bill to authorize the town commissioners of the town of Rowland to issue bonds to fund the indebtedness of said town, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

The bill is ordered sent to the House of Representatives.

S. B. 534, bill to amend chapter 210 of the Public Laws of 1905, authorizing the Highway Commission of Valley Town Township, in Cherokee County, to issue bonds for macadamizing roads, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

The bill is ordered sent to the House of Representatives.

H. B. 736, S. B. 678, bill to incorporate the town of Beargrass, in the county of Martin, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

H. B. 719, S. B. 679, bill to improve the public roads of Manning's Township, in Nash County, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

S. B. 699, bill to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

S. B. 180, bill to allow Special-tax School District No. 5, in Wilkes County, to levy additional special tax, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

S. B. 552, bill to amend and consolidate the charter of the town of Farmville, North Carolina, on second reading.

The amendment offered by the committee is adopted.

The bill, as amended, passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

S. B. 665, bill to authorize the town of Wake Forest, Wake County, to issue bonds for the purpose of establishing an electric-light plant, on second reading.

The amendment reported by committee is adopted and, as amended, the bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

S. B. 528, bill to change the boundaries of the town of Stokesdale, in the county of Guilford, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

S. B. 651, bill to amend the charter of the Virginia and Carolina Southern Railway Company, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Shaw, Sherrill, Spence, Starbuck, Turner, West—42.

H. R. 454, S. R. 542, resolution relative to the payment of the actual expenses of the Committee on Deaf and Dumb, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 527, bill to amend section 1506 of the Revisal of 1905, in relation to the Superior Courts of Forsyth County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 746, bill to extend the time within which the Winston Banking and Trust Company may organize and begin business, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 57, S. B. 240, bill to amend section 2040 of the Revisal of 1905, making tugboats and other boats liable for supplies furnished them in their home ports, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 22, S. B. 278, substitute bill to control and regulate the management of automobiles and other vehicles in various counties, on second reading.

The amendment reported by the committee is adopted.

Senator Shaw offers the following amendment:

Amend by adding Robeson County.

The amendment is adopted.

Senator Fry offers the following amendment:

Amend by adding Swain County.

The amendment is adopted.

The bill, as amended, passes second reading.

S. B. 307, bill to repeal chapter 44 of the Private Laws of the extra session 1908, relative to the powers of the building committee for a girls' dormitory in connection with Cullowhee Normal and Industrial School, and to substitute an act therefor.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 353, S. B. 438, bill to amend the charter of the town of Highlands, in Macon County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 414, S. B. 452, bill to create and establish a free school district at the county line, near Mollie Spring, to be composed of a portion of the county of Montgomery and a portion of the county of Richmond, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 472, bill to provide for the appointment of court stenographers for the counties of Swain, Haywood, Jackson, Transylvania, Cherokee, and Macon, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed.

S. B. 488, bill to provide for working the public roads of Lee County by convicts, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 410, S. B. 451, bill to repeal chapter 540 of the Public Laws of 1907, relative to the public roads of Columbus County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 494, bill to incorporate the Citizens and Farmers Bank of Raleigh, North Carolina, on second reading.

The amendment reported by the committee is adopted.

On motion of Senator Pharr, the committee report is amended to show that the bill was referred to Committee on Counties, Cities and Towns.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 582, S. B. 519, bill to be entitled an act for repairing the bridges in Warren County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 547, bill to amend chapter 224, Public Laws of 1907, relative to working prisoners on the roads at their own request, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 559, bill to authorize J. B. Conniger, tax collector of the town of Bryson City, to collect back taxes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 379, S. B. 568, bill to construct a graded road in Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 576, bill to exempt certain persons from jury service, on second reading.

Senator Peele offers the following amendment:

Amend by adding at the end of section one: "locomotive engineers and railroad conductors in active service."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 579, bill to validate a certain election held in the town of Bryson City on the 7th day of May, 1907, and for other purposes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 592, bill to amend chapter 115 of the Private Laws of 1899, relative to the charter of the town of Greenville, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 595, bill to amend section 2619 of the Revisal of 1905, in reference to separation of races in railway cars, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 716, bill to provide an official stenographer for the courts of Forsyth County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 431, bill to fix the time for holding the terms of the Superior Court of Robeson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 166, bill to amend chapter 850 of the Public Laws of 1907, in reference to the separation of races in street cars, on second reading.

Senator Gay offers a substitute for the bill.

The substitute offered by Senator Gay is adopted, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 601, bill to incorporate the Trustees of McKinzie's Grove African Methodist Episcopal Zion Church and Camp Ground, in the county of Catawba, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 613, bill providing for the consolidation of the several road commissions in Richmond County, at their option, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 628, bill to incorporate the Louisburg Female College, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Latham, petition from the voters of Washington County, against moving the courthouse.

Referred to Committee on Counties, Cities and Towns.

By Senator Latham, petition from the citizens of Washington County in favor of moving the courthouse.

Referred to Committee on Counties, Cities and Towns.

By Senator Barringer, petition for the appointment of H. D. Collins as a justice of the peace.

Referred to Committee on Justices of the Peace.

### ADDITION TO COMMITTEE.

The President announces the appointment of Senator Elliott as a member of the Committee on Propositions and Grievances.

### LEAVES OF ABSENCE.

On motion of Senator Fry, leave of absence is granted to Senator Doughton until Monday.

On motion of Senator Ray, leave of absence is granted to Senator Love until Monday.

On motion of Senator Lockhart, leave of absence is granted to Senator Peele until Monday.

On motion of Senator Spence, leave of absence is granted to Senator Long of Person until Monday.

On motion of Senator Hankins, leave of absence is granted Senator Powell until Tuesday.

Leave of absence is granted to Assistant Clerk Stacey W. Wade until Monday.

On motion of Senator Holden, leave of absence is granted to Senator Turner until Monday.

On motion of Senator Ormond, leave of absence is granted to Senator Bassett until Monday.

On motion of Senator Bassett, leave of absence is granted to Senator Ormond until Monday.

On motion of Senator Holden, the Senate adjourns until to-morrow at 10 o'clock A. M.

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## THIRTY-FOURTH DAY.

SENATE CHAMBER, February 13, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. W. C. Tyree, of this city.

The Committee on the Daily Journal reports no corrections in the Journal of yesterday, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Revisal:

Bill to amend section 1311 of the Revisal of 1905 and to repeal chapter 228 of the Public Laws of 1905, relating to the number and compensation of the Board of Commissioners of Northampton County, with favorable report.

By Senator Powell, H. B. 708, S. B. 721, bill to authorize the commissioners of Caswell County to issue bonds to pay its bonded and floating indebtedness, with favorable report.

By Senator Ray, H. B. 800, S. B. 723, bill to provide for the issuing of bonds in the town of Franklin, Macon County, with favorable report.

By Senator Ray, H. B. 709, S. B. 729, bill to authorize the commissioners of Caswell County to levy a special tax, with favorable report.

By Senator Martin, H. B. 722, S. B. 723, bill to authorize the commissioners of the town of Morganton to issue refunding bonds, with favorable report.

By Senator Martin, H. B. 711, S. B. 728, bill to authorize the town of Siler City, Chatham County, to issue bonds, etc., with favorable report.

By Senator Blow, S. B. 602, bill to authorize the commissioners of Currituck County to levy a special tax, with favorable report.

By Senator Blow, H. B. 658, S. B. 684, bill to enable the town of Marion to issue bonds and levy a special tax, with favorable report.

By Senator Gay, S. B. 745, bill to amend section 4445 of the Revisal of 1905 so as to provide for better sanitation of courtrooms, with favorable report.

From Committee on Corporations:

By Senator Pharr, S. B. 517, bill to incorporate the Tennessee Power Company.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Judiciary Committee:

By Senator Blow, S. B. 506, H. B. 397, bill to supply certain records of Duplin County, with favorable report.

By Senator Pharr, bill to authorize the commissioners of Lincoln County to sell the present lands and home for the aged and infirm and to buy other property in the county of Lincoln upon which to erect a new home, and to issue bonds, with favorable report.

By Senator Pharr, H. B. 672, S. B. 683, bill to authorize the commissioners of Moore County to issue bonds for the purpose of erecting bridges in said county and for the payment of the indebtedness against said county, with favorable report.

By Senator Pharr, S. B. 276, bill to amend chapter 276 of the Public Laws of 1907, relating to bonds of tax collectors of Northampton and Hertford counties, with favorable report.

By Senator Pharr, H. B. 376, S. B. 510, bill to validate certain probates of G. L. Liverman, former Clerk of the Superior Court of Tyrrell County, with favorable report.

By Senator Pharr, S. B. 469, bill to amend section 1128 of the Revisal of 1905 of North Carolina, relative to the powers of corporations, with favorable report.

By Senator Pharr, S. B. 617, bill to authorize the commissioners of Wake County to issue bonds to pay and fund the debt of the Board of Road Commissioners of Wake County, with favorable report.

By Senator Pharr, bill to fix the time for holding the Superior Courts of the county of Pitt, with favorable report.

By Senator Pharr, H. B. 114, S. B. 271, bill for the relief of prisoners awaiting trial in Bertie County, allowing them to work the roads.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Gay, H. B. 808, S. B. 726, bill to authorize the commissioners of Hyde County to issue bonds and levy a special tax, with favorable report.

From Judiciary Committee:

By Senator Lockhart, S. B. 310, bill to establish a nonpartisan jury commission for Buncombe, with unfavorable report.

By Senator Lockhart, bill to allow the city of Hickory to waive the municipal tax in certain cases, with unfavorable report.

By Senator Lockhart, H. B. 539, S. B. 573, bill to allow the city of Hot Springs to issue bonds, with unfavorable report.

By Senator Lockhart, H. B. 303, S. B. 459, bill relative to the property of insane persons discharged from insane asylums, with favorable report.

By Senator Lockhart, S. B. 642, bill to confer police powers on sheriffs and constables of Glen Raven, Alamance County, with favorable report.

S. B. 627, bill for the relief of persons in jail awaiting trial, in Richmond County.

The committee recommends an amendment and the passage of the bill, with the amendment.

S. B. 659, bill to authorize the town of Ramseur to issue bonds for the improvements of the streets and sidewalks, with favorable report.

By Senator Lockhart, S. B. 641, bill to confer police powers on deputy sheriffs at Steels Mill, Roberdel Mills Nos. 1 and 2, and Hannah Pickett Mills, and to protect property and preserve the peace of said villages, with favorable report.

S. B. 660, bill to appoint P. H. Walker a justice of the peace in Hendersonville Township and J. O. Bell and M. F. Owens justices of the peace in and for Green River Township, Henderson County, and to authorize them to appoint special constables with police powers, with favorable report.

S. B. 522, bill to amend chapter 543 of the Public Laws of 1905, relative to the settlement of certain Western North Carolina Railroad construction bonds, with favorable report.

S. B. 190, bill to relieve certain persons who bought property at improperly advertised sales, with unfavorable report.

By Senator Pharr, H. B. 55, S. B. 155, bill to prevent persons from hiring horses upon false representation.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Pharr, H. B. 259, S. B. 412, bill to amend section 1747 of the Revisal of 1905 so as to extend the time for registering grants.

The committee reports a substitute and recommends the passage of the substitute.

H. B. 469, S. B. 457, bill to correct the calls in Grants Nos. 16828 and 16829, Ashe County, with favorable report.

By Senator Starbuck, S. B. 657, bill to authorize the issue of bonds by the State to pay off the State bonds which fall due on the first day of July, 1910, with favorable report.

By Senator Fry, S. B. 331, bill to amend section 2836 of the Revisal of North Carolina of 1905, with unfavorable report.

By Senator Fry, S. B. 461, H. B. 428, bill to authorize the city of New Bern to release the sidewalk-improvement assessment, with favorable report.

By Senator Fry, S. B. 614, bill to authorize the Board of Commissioners of the town of Rockingham to issue bonds to complete its sewerage system, with favorable report.

From Committee on Public Roads:

H. B. 451, S. B. 689, bill to amend chapter 200, Public Laws of 1907, providing for the improvement of public roads in Sampson County, and the appointment of an inspector of highways of said county, with favorable report.

From Committee on Justices of the Peace:

By Senator Starbuck, S. B. 605, bill to validate the acts of justices of the peace in Sampson County, with favorable report.

From Committee on Propositions and Grievances:

By Senator Spence, S. B. 743, bill for the relief of Hiram P. Gardner, with favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Johnson, S. B. 756, bill to extend the time to allow the Camden Ferry Company to erect a drawbridge on Pasquotank River.

Referred to Committee on Propositions and Grievances.

By Senator Dockery (by request), S. B. 757, bill to amend the charter of the Aberdeen and Asheboro Railway Company.

Referred to Committee on Railroads.

By Senator Nimocks, S. B. 758, bill to authorize the commissioners of Cumberland County to issue bonds and levy taxes for the construction of a bridge over the Cape Fear River and other streams in said county.

Referred to Judiciary Committee.

By Senator Nimocks, S. B. 759, bill to amend chapter 405 of the Public Laws of 1903, relating to Raeford School District.

Placed on the Calendar.

By Senator Matthews, S. B. 760, bill to amend chapter 28 of the Revisal of 1905, section 1506, relating to the Superior Courts of Johnston County.

Referred to Committee on Judicial Districts.

By Senator Shaw, S. B. 761, bill to incorporate St. Pauls, in Robeson County.

Placed on the Calendar.

By Senator Long of Iredell, S. B. 762, bill to amend the charter of the town of Statesville, conferring certain powers on the board of aldermen of said town.

Placed on the Calendar.

By Senator Spence, S. B. 763, bill to establish a stock law in certain territory in Randolph County.

Placed on the Calendar.

By Senator Spence, S. B. 764, bill to protect the holders of accident insurance policies.

Referred to Committee on Insurance.

By Senator Clark, S. B. 766, bill to authorize the Board of Commissioners of Bladen County to establish a chaingang.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 929, S. B. 755, bill to provide an official stenographer for the courts of Forsyth County.

Placed on the Calendar.

H. B. 705, S. B. 765, bill to incorporate the United Sons of Hyde Lodge, No. 1, Hyde County.

Referred to Committee on Corporations.

H. B. 606, S. B. 754, bill authorizing the Board of Trustees of the King's Mountain Graded School to issue bonds and levy a tax.

Referred to Committee on Education.

H. B. 179, S. B. 753, bill for the separation of white and colored persons in the State Penitentiary and in the county jails and convict camps during sleeping and resting hours.

Referred to Committee on Penal Institutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives requesting the return of the following bills, which are ordered returned in accordance with its request:

H. B. 470, S. B. 458, bill to authorize the commissioners of Ashe County to sell the present farm and home for the aged and infirm and to purchase another.

H. B. 367, S. B. 448, bill amendatory of an act establishing the Guilford Graded School in Guilford.

ENROLLED BILLS.

Senator Barham, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 454, S. R. 542, resolution to pay expenses of subcommittee on Deaf and Dumb, which visited the institute at Morganton.

H. B. 522, S. B. 507, an act to incorporate the town of Buie, in Robeson County.

H. B. 582, S. B. 519, an act to amend the public road laws of Warren County, in regard to the construction, improvement and maintenance of the public roads of said county.

H. B. 379, S. B. 588, an act to construct a graded road in Ashe County.

H. B. 353, S. B. 438, an act to amend the charter of the town of Highlands, Macon County.

H. B. 757, S. B. 84, an act to amend the charter of the town of Lowell, North Carolina, incorporated by an act of Legislature, session of 1889, chapter 166 of the Acts of General Assembly of North Carolina.

H. B. 323, S. B. 444, an act to establish the Franklin Graded-school District, to provide for the levy and collection of special taxes therein, and to authorize said district to issue bonds and provide for the payment of the same.

H. B. 830, S. B. 404, an act to revise the charter of the town of Salem, as contained in chapter 40 of the Private Laws of North Carolina of 1891.

H. B. 422, S. B. 88, an act to incorporate Pee Dee Valley Railway Company.

H. B. 381, S. B. 344, an act for the relief of P. G. McNeel and Ambrose Clark, ex-sheriffs of Ashe County.

H. B. 57, S. B. 240, an act to amend section 2040 of the Revisal of 1905, making tugboats and other boats liable for supplies furnished them in their home ports.

H. B. 414, S. B. 452, an act to create and establish a free-school district at the county line between the counties of Montgomery and Richmond, to be composed of a portion of the county of Montgomery and a portion of the county of Richmond

H. B. 410, S. B. 451, an act to repeal chapter 540 of the Public Laws of 1907, relating to the public roads of Columbus County.

H. B. 280, S. B. 385, an act to regulate the registration and sale of concentrated commercial feeding stuffs.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 736, S. B. 678, bill to incorporate the town of Beargrass, in the county of Martin, on third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered enrolled.

S. B. 643, bill to authorize certain townships in Bladen County to issue public-improvement bonds, on third reading.

The amendment reported by the committee is adopted.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered sent to the House of Representatives.

S. B. 651, bill to amend the charter of the Virginia and Carolina Southern Railroad Company, on third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered sent to the House of Representatives.

Bill 665, bill to authorize the town of Wake Forest, Wake County, to issue bonds for the purpose of establishing an electric-light plant, on third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered sent to the House of Representatives.

H. B. 719, S. B. 679, bill to improve the public roads of Mannings Township, in Nash County, on third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered enrolled.

S. B. 528, bill to change the boundaries of the town of Stokesdale, in the county of Guilford, on third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered sent to the House of Representatives.

S. B. 699, bill to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, John-

son, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered sent to the House of Representatives.

S. B. 552, bill to amend, alter and consolidate the charter of the town of Farmville, North Carolina.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered sent to the House of Representatives.

S. B. 180, bill to allow Special-tax School District No. 5, in Wilkes County, to levy an additional special tax, on third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

The bill is ordered sent to the House of Representatives.

S. B. 763, bill to establish stock law in certain territory in Randolph County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 808, S. B. 726, bill to authorize the commissioners of Hyde County to issue bonds and levy a special tax, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

S. B. 634, bill to incorporate the town of Atkinson, in Pender County, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 451, S. B. 689, bill to amend chapter 200, Public Laws 1907, providing for the improvement of the public roads in Sampson County and the appointment of an inspector of highways for said county, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton,

Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 708, S. B. 721, bill to authorize the commissioners of Caswell County to issue bonds to pay and fund its bonded and floating debt, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 800, S. B. 723, bill to provide for the issuing of bonds in the town of Franklin, in Macon County, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 709, S. B. 729, bill to authorize the commissioners of Caswell County to levy a special tax, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

S. B. 659, bill to authorize the town of Ramseur to issue bonds for the improvement of the streets and sidewalks, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 723, S. B. 722, bill to authorize the Board of Commissioners of Morganton to issue refunding bonds, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 711, S. B. 728, bill to authorize the town of Siler City, in Chatham County, to issue bonds for the purpose of purchasing, equipping and maintaining school property for the town of Siler City, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

S. B. 614, bill to authorize the Board of Commissioners of the town of Rockingham to issue bonds to complete its sewerage system, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

S. B. 602, bill to authorize the Board of Commissioners of Currituck County to levy a special tax, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 658, S. B. 684, bill to enable the town of Marion to issue bonds and levy a special tax, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 360, S. B. 445, bill to authorize the commissioners of Lincoln County to sell the present land and home for the aged and infirm and to buy other property in the county of Lincoln upon which to erect a new home for the aged and infirm, and to issue bonds for said purpose, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 672, S. B. 683, an act to authorize the Board of Commissioners of Moore County to issue bonds for the purpose of erecting bridges in said county and for the payment of the indebtedness against said county, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton,

Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

S. B. 617, bill to authorize the commissioners of Wake County to issue bonds to pay and fund the debt of the Board of Road Commissioners of Wake County.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

S. B. 657, bill to authorize the issue of State bonds to pay off the State bonds which fall due on the first day of July, 1910, on second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Senators Blow, Britt, Burton, Clark, Dockery, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Long of Iredell, Lockhart, Manning, Martin, Matthews, McCall, Nimocks, Pharr, Reynolds, Shaw, Sherrill, Spence and Starbuck—27.

H. B. 296, S. B. 567, bill to regulate the pay of special veniremen in Richmond County, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Blow, H. B. 78, S. B. 565, is withdrawn from committee and placed on the Calendar.

S. B. 645, bill to promote the betterment of the rural free delivery service, on second reading.

The bill passes second reading.

At request of Senator Starbuck, S. B. 716, bill to provide for a court stenographer for Forsyth County, is withdrawn from the consideration of the Senate.

H. B. 927, S. B. 755, bill to provide an official court stenographer for the courts of Forsyth County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 590, bill to further extend the power and authority of the building committee of the town of Marshall, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. R. 864, joint resolution relative to compensation of J. B. Timberlake, Jr., Chief Page of the Senate at the session of 1907, on second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

S. B. 650, bill to amend the charter of the bank of Lumberton, Lumberton, N. C., on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 653, bill to amend the charter of the Robeson Loan and Trust Company, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 745, bill to amend section 4445 of the Revisal of 1905 so as to provide for the better sanitation of courtrooms, on second reading.

The bill passes second reading.

H. B. 428, S. B. 461, bill to authorize the city of New Bern to release the sidewalk-improvement assessment, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 606, bill to validate the acts of justices of the peace of Sampson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 469, S. B. 457, bill to correct the calls in Grants Nos. 16828 and 16829 of Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 743, bill for the relief of Hiram P. Gardner.

On motion of Senator Pharr, the bill is re-referred to Committee on Pensions.

Substitute for H. B. 259, S. B. 412, bill to amend chapter 805 of the Public Laws of 1907 so as to extend the time for registering grants, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. B. 55, S. B. 155, bill to prevent persons from hiring horses upon false pretenses, on second reading.

The substitute reported by the committee is adopted.

The substitute fails to pass its second reading.

H. B. 114, S. B. 217, bill for the relief of persons in jails awaiting trial in Bertie County, allowing them to work on the roads, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the amendment.

S. B. 469, bill to amend section 1128 of the Revisal of 1905 of North Carolina, relative to powers of corporations, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 477, bill to fix the times for holding the Superior Courts of the county of Pitt, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 376, S. B. 510, bill to validate certain probates of G. L. Liverman, former Clerk of the Superior Court of Tyrrell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 700, bill to amend chapter 276 of the Public Laws of 1907, relating to the bonds of the tax collectors in the counties of Northampton and Hertford, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 522, bill to amend chapter 543 of the Public Laws of 1905, relating to the settlement of certain North Carolina Railroad construction bonds, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 397, S. B. 506, bill to supply certain records to Duplin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 660, bill to appoint P. H. Walker a justice of the peace in Hendersonville Township and J. O. Bell and M. L. Owens justices of the peace in and for Green River Township, Henderson County, and to authorize them to appoint special constables with police powers, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 641, bill to confer police powers on deputy sheriffs at Steels Mill No. 2, Roberdel Mills Nos. 1 and 2, and Hannah Pickett Mill, to protect property and preserve the peace of said villages, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 627, bill for the relief of prisoners in jail awaiting trial in Richmond County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 78, S. B. 565, bill relative to the Superior Courts of Martin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 583, bill to establish and define the duties of the Board of Internal Improvements of the town of Marshall, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 642, bill to confer police powers on sheriffs and constables at Glen Raven, Alamance County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 303, S. B. 459, bill relative to the property of insane people discharged from the insane asylum, on second reading.

Senator Spence offers the following amendment:

Amend by inserting after the word "court," in line 2, section 2, and before the word "for," the words "or notary public."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

S. B. 697, bill to amend section 1311 of the Revisal of 1905 and to repeal chapter 228 of the Public Laws of 1905, relating to the number and compensation of the Board of Commissioners of Northampton County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 766, bill to authorize the Board of County Commissioners of Bladen County to establish a chaingang.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 496, bill to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene, on second reading.

Senator Pharr offers the following amendment:

*Provided*, that when the water from any spring is transported from the spring to the place of delivery and sale exclusively in wagons, and not sold by the glass, then the fee to be paid for the examination of the water of said spring shall be two dollars instead of five dollars.

The amendment of Senator Pharr is adopted.

Senator Spence offers the following amendment:

Amend by striking out after "appropriated," in line 19 of section 3057, down to "said," in line 20 of said section.

On motion, further consideration of the bill goes over until Monday.

LEAVES OF ABSENCE.

On motion of Senator Dockery, leave of absence is granted to Senator Elliott.

On motion of Senator Wray, leave of absence is granted to Senator Britt until Wednesday.

On motion of Senator Mills, leave of absence is granted to Senator Pharr until Monday.

On motion of Senator Britt, leave of absence is granted to Senator Tilson until Monday.

On motion of Senator Martin, leave of absence is granted Senator Latham until Tuesday and to Senator Clark until Monday.

On motion of Senator Kluttz, the Senate adjourns until Monday at 11 o'clock A. M.

## THIRTY-FIFTH DAY

SENATE CHAMBER, February 15, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Tilson.

The Committee on Daily Journal reports no corrections in the Journal of Saturday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Spence, S. B. 733, bill to amend, revise and consolidate the statutes constituting the charter of the town of North Wilkesboro, with favorable report.

By Senator Spence, S. B. 738, bill to amend chapter 462 of the Public Laws of 1903, so as to provide court stenographers for Randolph County, with favorable report.

By Senator Spence, S. B. 741, bill to amend section 2944 of the Revisal of 1905, relative to holding municipal elections in the county of Randolph, with favorable report.

By Senator Spence, S. B. 739, bill to discontinue working convicts on the public roads, with favorable report.

By Senator Shaw, S. B. 490, bill to amend the charter of the North Carolina Talc and Mining Company, Private Laws of 1901, chapter 212.

The committee reports a substitute, and recommends its passage in lieu of the original bill.

By Senator Shaw, S. B. 623, bill to authorize the Board of Commissioners of the town of Rockingham to condemn land for corporate purposes, with favorable report.

By Senator Shaw, S. B. 532, bill for the relief of D. W. Bullock, ex-Register of Deeds of Robeson County, with favorable report.

By Senator Kluttz, S. B. 622, bill authorizing the commissioners of Richmond County to employ an auditor to examine the books of the several county officers, when deemed advisable, with favorable report.

By Senator Shaw, H. B. 300, S. B. 515, bill to repeal chapter 60, Laws of extra session of 1908, relative to the corporate limits of the town of Murphy, with favorable report.

By Senator Kluttz, H. B. 209, S. B. 341, bill to amend the charter of the town of Rose Hill, Duplin County, with favorable report.

From Committee on Revisal:

By Senator Barham, H. B. 801, S. B. 720, bill to provide for the issuing of bonds by the town of Highlands, Macon County, with favorable report.

From Committee on Game Law:

H. B. 197, S. B. 371, bill to amend chapter 622, Public Laws of 1907, relative to hunting deer in Tyrrell County, with favorable report.

By Senator Long, S. B. 672, bill to prohibit the setting of dangerous traps on the lands of another in Sampson County, with favorable report.

By Senator Long, H. B. 197, S. B. 371, bill to amend chapter 622 of the Public Laws of 1907, relative to hunting deer in Tyrrell County, with favorable report.

By Senator Long, H. B. 79, S. B. 406, bill to regulate the hunting of foxes in Chatham County, with favorable report.

S. B. 603, bill to amend section 1884 of the Revisal, relative to the close season for quail and partridges.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

S. B. 740, bill to amend chapter 173, Public Laws of 1905, to regulate the hunting of pheasants in Randolph County, with favorable report.

H. B. 177, S. B. 410, bill to amend chapter 348, Laws of 1907, relating to hunting on the lands of another, with unfavorable report.

H. B. 60, S. B. 691, bill for the protection of quail in Madison County, with favorable report.

By Senator Long, S. B. 526, bill to regulate the shooting of quail in Currituck County, with favorable report.

By Senator Long, S. B. 304, bill for the protection of ducks and quail in Guilford County, with favorable report.

By Senator Long, H. B. 159, S. B. 370, bill to regulate hunting in Pender County, with favorable report.

By Senator Long, S. B. 440, H. B. 285, bill to protect the game and landowners of Rutherford County, with favorable report.

By Senator Long, S. B. 546, bill to prohibit killing deer in Atlantic Township, Currituck County, with favorable report.

By Senator Long, H. B. 372, S. B. 512, bill relative to game in Clay County, with favorable report.

By Senator Long, H. B. 35, S. B. 197, bill to prohibit killing squirrels in Pitt and Wayne counties, with favorable report.

H. B. 388, S. B. 460, bill to repeal chapter 560 of the Laws of 1903, and chapter 288 of the Public Laws of 1905, relative to posting certain lands and waters in Halifax County, with favorable report.

S. B. 136, bill to prohibit hunting dogs from running at large during the breeding season of birds.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Long, H. B. 322, S. B. 415, bill to protect squirrels in White Oak Township, Bladen County, with favorable report.

S. B. 97, bill to amend section 3481 of the Revisal of 1905, relative to hunting without written permission.

The committee reports this bill without prejudice.

H. B. 578, S. B. 517, bill to incorporate the Carolina-Tennessee Power Company.

The committee recommends an amendment and the passage of the bill, with the amendment.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Spence, petition to appoint James C. Lowdermilk a member of the Board of Education of Randolph County.

Referred to Committee on Education.

By Senator Spence, petition to authorize the city of Randleman to issue bonds.

Referred to Judiciary Committee.

By Senator Shaw, petition from Camp Hoke U. C. V. of Robeson County.

Referred to Committee on Pensions.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Lockhart, S. B. 783, bill to divide Gulledge Township, in Anson County, into two voting precincts.

Placed on the Calendar.

By Senator Shaw, S. B. 784, bill for the protection of the robin or redbreast fish in the waters of Robeson County.

Referred to Committee on Fish and Fisheries.

By Senator Barringer, S. B. 785, bill for the punishment of safe crackers.

Referred to Judiciary Committee.

By Senator Wray, S. B. 786, bill to require the State Board of Education to furnish necessary school books to indigent school children.

Referred to Committee on Education.

By Senator Barringer, S. B. 787, bill relating to compensation of solicitors in the State of North Carolina.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 788, bill to provide for the laying out and working of the public roads of Guilford County.

Placed on the Calendar.

By Senator Barringer (by request), S. B. 789, bill regulating the location of hospitals in the city of Greensboro, and thereby amending the charter of said city.

Referred to Committee on Counties, Cities and Towns.

By Senator Scott, S. B. 790, bill to amend section 21 of chapter 40, Private Laws of 1899, being the charter of the town of Graham, Alamance County.

Referred to Committee on Counties, Cities and Towns.

By Senator Scott, S. B. 791, bill to empower the town of Graham to issue bonds for the improvement of its streets and to establish a sewerage system in said town.

Referred to Judiciary Committee.

By Senator Johnson, S. B. 792, bill to revise and consolidate the charter of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

By Senator Dockery, S. R. 793, resolution to pay the expenses of the subcommittee on Deaf and Dumb to visit the institute at Morganton.

Placed on the Calendar.

By Senator Spence, S. B. 794, bill to authorize the city of Randleman to issue bonds and to levy a special tax for street improvements.

Referred to Judiciary Committee.

By Senator Matthews, S. B. 795, bill to amend chapter 77, section 3073, Revisal of 1905, relative to weights and measures in Sampson County.

Referred to Committee on Revisal.

By Senator Blow, S. B. 796, bill to authorize the registers of deeds in the several counties of the State to appoint deputies.

Referred to Judiciary Committee.

By Senator Jones, S. B. 797, bill to improve the roads and highways of Wake County.

Placed on the Calendar.

By Senator Scott, S. B. 798, bill to amend section 3076 of the Revisal of 1905, limiting the time within which surveyors shall test their needles upon the official meridian monuments established in the different counties.

Referred to Judiciary Committee.

By Senator Mills, S. B. 799, bill to provide for levying a tax for working the public roads of Rutherford County.

Referred to Committee on Public Roads.

By Senator Lee, S. B. 800, bill to appoint J. T. Royal a justice of the peace in Wilkes County, with petition accompanying the same.

Referred to Committee on Justices of the Peace.

By Senator Mills, S. B. 801, bill to establish a new school district in Rutherford and Polk counties.

Referred to Committee on Education.

By Senator Johnson, S. B. 802, bill to amend section 4346 of the Revisal of 1905, relative to elections.

Referred to Committee on Elections.

By Senator Scott (by request), S. B. 803, bill to amend chapter 316, Laws of 1907, to regulate the militia.

Referred to Committee on Military Affairs.

By Senator Clark, S. B. 804, bill to authorize the Board of Commissioners of Columbus County to hire out convicts.

Referred to Committee on Counties, Cities and Towns.

By Senator Manning, S. B. 805, bill to appoint a board of health for the city of Durham, North Carolina.

Referred to Committee on Public Health.

By Senator Means, S. B. 806, bill to prevent the destruction of quail and partridges in Cabarrus County until December 15, 1911.

Placed on the Calendar.

By Senator Jones, S. B. 807, bill to appoint justices of the peace for Wake County, North Carolina.

Referred to Committee on Justices of the Peace.

On motion of Senator Long of Iredell, permission is given him to withdraw S. B. 762.

On motion of Senator Burton, H. B. 306, S. B. 516, relative to courts of Carteret County, is withdrawn from committee and placed on the Calendar.

On motion of Senator Shaw, H. B. 300, S. B. 515, bill to amend chapter 60, Laws of 1908, relating to the corporate limits of the town of Murphy, is re-referred to Committee on Counties, Cities and Towns.

On motion of Senator Spence, H. B. 442, S. B. 454, bill to regulate the terms of court of Montgomery County, is withdrawn from committee and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 852, S. B. 767, an act to establish graded schools in the town of Chapel Hill.

Referred to Committee on Education.

H. B. 868, S. B. 768, an act to amend chapter 182, Private Laws of North Carolina, session 1905, providing for a special election to vote bonds for Andrews' School District, in Cherokee County.

Referred to Committee on Education.

H. B. 494, S. B. 769, an act amending the road law for McDowell County.

Referred to Committee on Public Roads.

H. B. 513, S. B. 770, an act to regulate hunting in Warren County.

Referred to Committee on Game Laws.

H. B. 487, S. B. 771, an act to regulate the killing certain game in the county of Halifax.

Referred to Committee on Game Laws.

H. B. 466, S. B. 772, an act to amend section 2883 of the Revisal of 1905, relative to estrays.

Referred to Committee on Revisal.

H. B. 186, S. B. 773, an act relating to the boundary lines of Barnardsville Special School-tax District, in Buncombe County.

Referred to Committee on Education.

H. B. 187, S. B. 774, an act changing the boundary lines of the Montreat Special School District, in Buncombe County, Black Mountain Township.

Referred to Committee on Education.

Substitute for H. B. 368, S. B. 775, an act to protect fish in Swain County.

Referred to Committee on Fish and Fisheries.

H. B. 169, S. B. 6, an act relating to the appointment of justices of the peace in Wayne County.

Placed on the Calendar.

H. B. 693, S. B. 776, an act to establish graded schools in the town of Elkin, Surry County.

Referred to Committee on Education.

H. B. 737, S. B. 777, an act for the purpose of levying a special tax to build the necessary bridges in Cherokee County.

Referred to Committee on Counties, Cities and Towns.

H. B. 669, S. B. 778, an act to establish "The Mower High School."

Referred to Committee on Education.

Substitute of Committee on Education for H. B. 270, S. B. 770, an act to establish a graded school in the town of Old Fort, in McDowell County.

Referred to Committee on Education.

H. B. 882, S. B. 780, an act to establish, construct and maintain a system of public roads in Madison County.

Referred to Committee on Public Roads.

H. B. 842, S. B. 781, an act to supplement Smithville Township good roads fund.

Referred to Committee on Public Roads.

H. B. 639, S. B. 782, an act authorizing the Board of Trustees of Mount Holly Graded-school District to issue bonds for the purpose of erecting and equipping a graded-school building at Mount Holly, North Carolina.

Referred to Committee on Education.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 526, S. B. 69, an act to provide for the appointment of inspectors of electric, gas and water meters.

H. B. 827, S. B. 536, an act to provide additional support for the graded public schools in the city of New Bern, and to amend the act entitled "An act to establish graded schools in the city of New Bern," ratified March 6, 1899.

H. B. 1081, S. B. 763, an act to establish the stock law in certain territory in Randolph County.

H. B. 469, S. B. 457, an act to correct calls in Grants Nos. 16828 and 16829, in Ashe County.

H. B. 929, S. B. 755, an act to provide an official stenographer for the courts of Forsyth County.

H. B. 223, S. B. 63, an act to amend section 1882 of the Revisal of 1905, and to protect crops against the devastation of squirrels.

H. B. 1054, S. B. 717, an act supplementary to and amendatory of "An act to confer police powers on deputy sheriffs at Kannapolis," etc., ratified by this General Assembly, January 30, 1909.

H. B. 296, S. B. 567, an act relating to the pay of special veniremen in Richmond County.

H. B. 397, S. B. 506, an act to supply certain records of Duplin County.

H. B. 428, S. B. 461, an act to authorize the city of New Bern to release the sidewalk-improvement assessment.

H. B. 78, S. B. 565, an act relative to the Superior Courts of Martin County.

H. B. 376, S. B. 510, an act to validate certain probates of G. L. Liverman, former Clerk of the Superior Court of Tyrrell County.

H. B. 831, S. B. 425, an act to consolidate and revise the charter of the city of Winston.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 360, S. B. 445, bill to authorize the commissioners of Lincoln County to sell the present lands and home for the aged and infirm and to buy other property in the county of Lincoln upon which to erect a new home for the aged and infirm, and to issue bonds for said purpose, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

S. B. 602, bill authorizing the Board of Commissioners of Currituck County to levy a special tax, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered sent to the House of Representatives.

S. B. 614, bill to authorize the Board of Commissioners of the town of Rockingham to issue bonds to complete its sewerage system, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 709, S. B. 729, bill to authorize the commissioners of Caswell County to levy a special tax, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

H. B. 711, S. B. 728, bill to authorize the town of Siler City, in Chatham County, to issue bonds for the purpose of purchasing, equipping and maintaining school property for the town of Siler City, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

H. B. 708, S. B. 721, bill to authorize the commissioners of Caswell County to issue bonds to pay and fund its bonded and floating debt, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

H. B. 723, S. B. 722, bill to authorize the Board of Commissioners of Morganton to issue refunding bonds, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

H. B. 800, S. B. 723, bill to provide for the issuing of bonds in the town of Franklin, in Macon County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

H. B. 808, S. B. 726, bill to authorize the commissioners of Hyde County to issue bonds and to levy a special tax, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

H. B. 451, S. B. 689, bill to amend chapter 200, Public Laws of 1907, providing for the improvement of the public roads in Sampson County and the appointment of an inspector of highways, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

S. B. 750, bill to appoint justices of the peace for Wake County.

On motion of Senator Jones, this bill is withdrawn from the Senate.

H. B. 658, S. B. 684, bill to enable the town of Marion to issue bonds to fund its floating indebtedness and to levy a special tax, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

H. B. 674, S. B. 683, bill to authorize the Board of Commissioners of Moore County to issue bonds for the purpose of erecting bridges in said county and for the payment of the indebtedness against the county, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered enrolled.

S. B. 659, bill to authorize the town of Ramseur to issue bonds for the improvement of streets and sidewalks, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes,

Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered sent to the House of Representatives.

S. B. 657, bill to authorize the issue of State bonds to pay off the State bonds which fall due on the first day of July, 1910, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered sent to the House of Representatives.

S. B. 634, bill to incorporate the town of Atkinson, Pender County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered sent to the House of Representatives.

S. B. 617, bill to authorize the commissioners of Wake County to issue bonds to pay and fund the debt of the Board of Road Trustees of Wake County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered sent to the House of Representatives.

S. B. 614, bill to authorize the Board of Commissioners of the town of Rockingham to issue bonds to complete its sewerage system, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 578, S. B. 517, bill to incorporate the Carolina-Tennessee Power Company, on second reading.

The bill passes second and third readings and is ordered sent to the House for concurrence.

H. B. 169, S. B. 6, bill relative to the appointment of justices of the peace in Wayne County, for concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 761, bill to incorporate St. Pauls, in Robeson County, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

H. B. 801, S. B. 720, bill to provide for the issuing of bonds in the town of Highlands, in Macon County, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

H. B. 209, S. B. 341, bill to amend the charter of the town of Rose Hill, in Duplin County, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

S. B. 612, bill to establish a sewerage system, to enlarge and improve schools, to build and improve streets in the town of Hamlet, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

S. B. 733, bill to amend, revise and consolidate the statutes that constitute the charter of the town of North Wilkesboro, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Empie, Fry, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Iredell, Matthews, Means, Mills, McCall, Nimocks, Peele, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, West, Wray—32.

S. B. 745, bill to amend section 4445 of the Revisal of 1905 so as to provide for the better sanitation of courtrooms, on third reading.

The bill passes third reading and is ordered enrolled.

H. B. 22, S. B. 278, bill to control and regulate the management of automobiles in the various counties.

Senator Mills offers the following amendment:

Amend section 1, in line nine, by adding after the word "vehicle" the following: "and such carriage or vehicle so being passed shall be driven to the right so as to leave one-third of the road free."

The amendment is adopted.

Senator Kluttz moves to amend by adding "Rowan" in section 4 of the said act.

The amendment is adopted.

Senator Dawes moves to amend by adding Wilson County.

The amendment is adopted.

Senator Nimocks offers the following amendment:

*Provided*, that this act shall not be construed as impairing the right of any incorporated town or city to enact such ordinance as it may deem proper to regulate the operation of such automobiles or other vehicles mentioned in this act. The clerk of the court shall receive a fee of fifty cents for registering all vehicles under this act.

Senator Long of Iredell moves to amend by adding Iredell County.

The amendment is adopted.

Senator Barringer moves to amend by including Guilford County.

The amendment is adopted.

Senator Sherrill moves to amend by adding Caldwell County.

The amendment is adopted.

Senator Johnson moves to amend by adding Pasquotank County.

The amendment is adopted.

Senator McCall moves to amend by adding Burke, McDowell and Alexander counties.

The amendment is adopted.

Senator Spence moves to amend the amendment of Senator Nimocks by striking out fifty cents and inserting twenty-five cents.

On motion of Senator Blow, the bill is re-referred to Committee on Public Roads.

S. R. 793, resolution to pay the expenses of the subcommittee on Deaf and Dumb which visited the institute at Morganton, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 759, bill to amend chapter 405 of the Public Laws of 1903, relating to the Raeford School District, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 783, bill to divide Gulledge Township, Anson County, into two voting precincts, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 35, S. B. 197, bill to prohibit hunting squirrels in Pitt and Wayne counties, on second reading.

The bill passes second reading.

S. B. 97, bill to amend section 3481 of the Revisal of 1905, relative to hunting without written permission.

Senator Bassett offers the following amendment:

Amend by striking out section 1 and renumbering and changing section 2 so as to read "Section 1."

The amendment is adopted.

Senator Kluttz offers the following amendment:

Amend by striking out of caption "without written permission" and by inserting in lieu thereof the words "prosecutions for hunting without written permission in Rowan County."

The bill, as amended, passes second and third readings and is ordered engrossed.

S. B. 788, bill to provide for the laying out and working of the public roads of Guilford County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 136, bill to prohibit hunting dogs from running at large during the breeding season of birds.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Means, S. B. 331, bill to amend section 2836 of the Revisal of 1905, is re-referred to Committee on Judiciary.

H. B. 322, S. B. 415, bill to protect squirrels in White Oak Township, Bladen County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 388, S. B. 460, bill to repeal chapter 560, Private Laws of 1903, and chapter 288 of the Public Laws of 1905, relative to posting certain lands and waters in Halifax County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 372, S. B. 512, bill relative to the game law in Clay County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 546, bill to prohibit killing deer in Atlantic Township, Carteret County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 285, S. B. 440, bill to protect the game and landowners of Rutherford County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence in amendment.

H. B. 159, S. B. 370, bill to regulate hunting in the county of Pender, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 304, bill for the protection of ducks and squirrels in Guilford County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 79, S. B. 406, bill to regulate hunting foxes in Chatham County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 603, bill to amend chapter 1884 of the Revisal of 1905, relating to the close season for quail and partridges, on second reading.

The amendment reported by the committee is adopted.

Senator Means offers the following amendment:

That this act shall not apply to the county of Cabarrus.

The amendment is adopted.

Senator Reynolds offers the following amendment:

That this act do not apply to the county of Stokes.

The amendment is adopted.

By Senator Burton:

That this act do not apply to the county of Onslow.

The amendment is adopted.

By Senator Godwin:

That this act do not apply to the counties of Gates, Hertford, Chowan, Perquimans, Pasquotank, Camden and Currituck.

The amendment is adopted.

By Senator Fry:

That this act shall not apply to the counties of Swain and Jackson.

The amendment is adopted.

By Senator Spence:

Amend by striking out the words "January 20th," in line four, and inserting in lieu thereof "the first day of February."

By Senator Barham:

*Provided*, that this act shall not apply to the county of Wayne.

The amendment is adopted.

By Senator Matthews:

*Provided*, that this act shall not apply to Sampson County.

The amendment is adopted.

Senator Bassett moves that the bill be tabled. The motion is lost.

The bill, as amended, passes second reading.

S. B. 526, bill to regulate the shooting of squirrels in Currituck County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 60, S. B. 691, bill for the protection of quail in Alexander County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 496, bill to amend section 3057 of the Revisal of 1905, relative to the State Laboratory of Hygiene.

Senator Manning offers a substitute for the bill.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 806, bill to prevent the destruction of quail and partridges in Cabarrus County until December 15, 1911, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 152, S. B. 246, bill to amend section 1506 of the Acts of 1905, relative to the time of holding the courts of Tyrrell County.

The bill passes second and third readings and is ordered enrolled.

S. B. 42, bill to regulate the time for holding the Superior Courts of Bladen County.

On motion of Senator Clark, the bill is withdrawn from committee and placed on its several readings.

The bill passes second and third readings and is ordered sent to the House of Representatives.

### ADDITIONS TO COMMITTEES.

The President announces the appointment of Senator Shaw as a member of the Committee on Education.

### PRIVILEGES OF THE FLOOR.

On motion of Senator Barringer, the privileges of the floor are extended to Hon. Wescot Roberson, ex-member of the General Assembly from Guilford County.

On motion of Senator Barringer, the privileges of the floor are extended to Hon. W. G. Means.

### LEAVES OF ABSENCE.

On motion of Senator Scott, leave of absence is granted Senator Powell until Wednesday.

On motion of Senator Blow, leave of absence is granted Senator Mills until Wednesday.

On motion of Senator Ray, leave of absence is granted Senator Hankins until Wednesday.

On motion of Senator Long of Person, the Senate adjourns until 11 o'clock to-morrow.

## THIRTY-SIXTH DAY.

SENATE CHAMBER, February 16, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Plato Durham, of Charlotte, N. C.

The Committee on the Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Judiciary Committee:

By Senator Kluttz, S. B. 638, bill authorizing the commissioners of Onslow County to issue bonds to pay the past-due interest on the bonds issued to the Wilmington, New Bern and Norfolk Railroad Company under chapter 233, Laws of 1885, and acts amendatory thereof.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Kluttz, S. B. 794, bill to authorize the city of Randleman to issue bonds and levy a special tax for street improvements, with favorable report.

By Senator Travis, H. B. 770, S. B. 727, bill to amend chapter 146, Private Laws 1897, relative to the tax levy in the town of Enfield, with favorable report.

By Senator Fry, S. B. 403, bill to amend section 1708 of the Revisal of 1905 of North Carolina, relating to advertising entries of land in Graham County.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Fry, S. B. 758, bill to authorize the commissioners of Cumberland County to issue bonds and levy taxes for the construction of a bridge over the Cape Fear River and other streams in said county, with favorable report.

By Senator Fry, S. B. 670, bill to validate certain instruments, with unfavorable report.

By Senator Fry, H. B. 703, S. B. 680, bill to allow the citizens of Brevard to vote bonds to purchase a watershed and for other purposes.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Fry, H. B. 617, S. B. 676, bill to provide for levying a special tax for public roads in Mitchell County, and for other purposes.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Starbuck, S. B. 791, bill to authorize the town of

Graham to issue bonds for the improvement of its streets and for establishing a sewerage system in said town, with favorable report.

By Senator Starbuck, H. B. 681, S. B. 682, bill to authorize the commissioners of Carteret County to build bridges and issue bonds.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Starbuck, H. B. 492, S. B. 571, bill to authorize the commissioners of McDowell County to increase the tax levy.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Blow, S. B. 554, bill allowing cleaning establishments a lien on articles cleaned until fee for cleaning same is paid, with unfavorabe report.

By Senator Blow, S. B. 796, bill to authorize the registers of deeds in the several counties of the State to appoint deputies, with favorable report.

From Committee on Counties, Cities and Towns:

By Senator Kluttz, S. B. 790, bill to amend section 21 of chapter 40 of the Private Laws of North Carolina of 1899, being the charter of the town of Graham, Alamance County, with favorable report.

From Committee on Public Roads:

S. B. 225, bill to amend chapter 210, Public Laws of 1905, concerning the election of the highway commission of Valley Town Township, Cherokee County, with favorable report.

By Senator Turner, H. B. 494, S. B. 769, bill amending the road law for McDowell County, with favorable report.

By Senator Turner, H. B. 49, S. B. 239, bill to provide a better system for working and maintaining the public roads in Macon County, with favorable report.

By Senator Lee, H. B. 882, S. B. 780, bill to establish, construct and maintain a system of public roads in Madison County, with favorable report.

By Senator Dawes, S. B. 46, bill to create a highway commission, detailing the powers of the commission and the duties of the road engineer.

The committee reports the bill without prejudice, and it is re-referred to Committee on Appropriations.

By Senator Scott, S. B. 648, bill providing for the maintenance of the roads in Beaver Dam Township, in Richmond County, by taxes, if petitioned for by a majority of the qualified voters, with favorable report.

By Senator Scott, S. B. 799, bill to provide a tax for working the roads of Rutherford County, with favorable report.

By Senator Scott, H. B. 614, S. B. 597, bill for the improvement of the public roads of Perquimans County, with favorable report.

By Senator Dawes, S. B. 656, bill to amend section 3769 of the Revisal of 1905, relating to fences along public roads, with favorable report.

From Committee on Education:

By Senator Ray, S. B. 587, bill to establish a graded school in Russell Special-tax School District, in Hooper's Creek Township, Henderson County, with favorable report.

By Senator Ray, S. B. 662, bill to establish a graded school in Stony Mountain Special-tax School District, in Henderson County, with favorable report.

By Senator Ray, S. B. 663, bill to authorize the Board of Education of Henderson County to change the boundary lines between School Districts Nos. 1, 2, 3 of Crab Creek Township, and Nos. 2 and 4 of Hooper's Creek Township, in said county, with favorable report.

By Senator Tilson, S. B. 701, bill to establish Walnut Cove Graded-school District.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Dockery, H. B. 606, S. B. 754, bill to authorize the Board of Trustees of Kings Mountain Graded-school District to issue bonds and levy a special tax, with favorable report.

By Senator Dockery, H. B. 868, S. B. 768, bill to amend chapter 182, Private Laws of 1905, providing for a special election to vote bonds for Andrews School District, Cherokee County, with favorable report.

By Senator Dockery, H. B. 347, S. B. 690, bill to authorize the Belhaven Graded School to issue bonds for the purpose of erecting and equipping a graded-school building at Belhaven, with favorable report.

By Senator Dockery, H. B. 669, S. B. 778, bill to establish the Morven High School, with favorable report.

By Senator Blow, S. B. 666, bill to repeal the special school tax in School District No. 4, Wake Forest Township, Wake County, with unfavorable report.

By Senator Blow, H. B. 639, S. B. 782, bill to authorize the Board of School Trustees of Mt. Holly Graded-school District to issue bonds for the purpose of erecting and equipping a graded-school building at Mount Holly.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Blow, substitute for H. B. 270 and S. B. 779, bill to establish a graded school in the town of Old Fort, McDowell County, with favorabe report.

By Senator Blow, H. B. 693, S. B. 776, bill to establish graded schools in Elkin, Surry County, with favorable report.

S. B. 334, bill advising and authorizing the purchase of Ashe's History of North Carolina for the rural school libraries.

The committee reports a substitute and recommends the passage of the substitute.

From Committee on Propositions and Grievances:

S. B. 756, bill to extend the time to allow the Camden Ferry Company to erect a drawbridge over Pasquotank River, with favorable report.

By Senator Holden, S. B. 715, bill to amend chapter 623 of the Public Laws of 1907, relating to the sale of mercandise in bulk, with favorable report.

By Senator Spence, H. B. 740, S. B. 677, bill to amend section 19, chapter 782, Public Laws of 1907, requiring the road supervisors of Union County to publish statement of receipts and disbursements, with favorable report.

By Senator Spence, S. B. 709, bill relative to cotton-weighers in Franklin County, with favorable report.

By Senator Nimocks, S. B. 703, bill to provide for the registration and identification of motor vehicles and to regulate the use of the public highways by such vehicles and persons passing, and to provide penalties for the violation thereof.

On motion of Senator Nimocks, this bill is re-referred to Committee on Public Roads.

On motion of Senator Godwin, the bill known as the "Primary Bill" is ordered withdrawn from the Committee on Elections and referred to the Judiciary Committee.

By Senator Long, S. B. 633, bill to regulate the practice of architecture and creating a board of examiners and registration and for the regulation of same, and to provide for a violation thereof.

The committee reports the bill without prejudice.

On motion of Senator Long, two hundred copies of the bill are ordered printed.

Senator Nimocks moves that S. B. 737, bill for the relief of M. V. Mercer, be referred to Committee on Pensions. It is so ordered.

By Senator Long, H. B. 62, S. B. 675, bill to pay C. C. Hunnicutt for services as school-teacher in Stanly County, with favorable report.

From Committee on Salaries and Fees:

By Senator Holden, substitute for S. B. 170, bill to amend section 1, chapter 647 of the Laws of 1907, as to the salary of the State Librarian, with unfavorable report.

From Committee on Federal Relations:

H. R. 175, S. R. 409, joint resolution to memorialize the United States Congress to aid in the construction of the post-roads and highways of North Carolina.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Starbuck, H. R. 83, S. R. 388, resolution instructing our Senators and Representatives in Congress to favor the passage of an act for the relief of the members of the United States Life-saving Service, with favorable report.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 472, an act to provide for the appointment of court stenographers for the counties of Swain, Haywood, Jackson and Transylvania.

S. B. 576, an act to exempt certain persons from jury service.

S. B. 180, an act to authorize the commissioners of Wilkes County to levy an additional tax in Special School-tax District No. 5, known as the Wilkesboro Graded High School.

S. B. 494, an act to incorporate the Peoples Savings Bank of Raleigh, North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Dockery, S. B. 838, bill concerning the holding of courts of Lee County.

Referred to Judiciary Committee.

By Senator Manning, S. B. 839, bill to amend the road law of Durham County.

Referred to Committee on Public Roads.

By Senator Long of Iredell, S. B. 840, bill to authorize the County Board of Education of Iredell County to pay an unpaid salary of a public-school teacher.

Placed on the Calendar.

By Senator Doughton, S. B. 841, bill to amend chapter 77 of the Revisal of 1905, relative to weights and measures.

Referred to Committee on Propositions and Grievances.

By Senator Barringer, S. R. 842, joint resolution to submit to the people the question of the removal of the State Capital to Greensboro.

Referred to Committee on Propositions and Grievances.

By Senator Ray, S. B. 843, bill to amend and consolidate the charter of the town of Kings Mountain.

Referred to Committee on Counties, Cities and Towns.

By Senator Tilson, S. B. 844, bill to fix the per diem of the Board of Commissioners of Mitchell County.

Referred to Committee on Salaries and Fees.

By Senator Blow, S. B. 845, bill to authorize the town of Greenville to fund its floating debt and to issue interest-bearing securities therefor.

Referred to Judiciary Committee.

By Senator Scott, S. B. 846, bill to change the boundary lines between Spring Special-tax School District and Saxapahaw Special-tax School District, in Alamance County.

Referred to Committee on Education.

By Senator Elliott, S. B. 847, bill to authorize the commissioners of the town of Highland, Catawba County, to call an election to vote an additional tax for school purposes.

Referred to Committee on Education.

By Senator Barham, S. B. 848, bill regulating the hunting of foxes in Wayne County.

Referred to Committee on Game Laws.

By Senator Means, S. B. 849, bill to amend chapter 436 of the Private Laws of 1907.

Referred to Judiciary Committee.

By Senator Lee, by request, S. B. 850, bill to prevent the dumping or placing of dead bodies, sawdust and other impurities in Reddies River and its tributaries in Wilkes County.

Placed on the Calendar.

By Senator Blow, S. B. 851, bill repealing certain sections relating to and appropriating funds for maintenance of one or more public schools in every school district for four months each year and for a more equitable apportionment thereof.

Referred to Committee on Education.

By Senator Doughton, S. B. 852, bill to establish the office of Treasurer of Wilkes County.

Referred to Judiciary Committee.

By Senator Means, by request, S. B. 853, bill to prohibit the sale of liquors in Cabarrus County except in a medical depository.

Referred to Committee on Propositions and Grievances.

By Senator Long of Person, S. B. 854, bill to amend section 4780 of the Revisal of 1905, in regard to securities deposited by insurance companies.

Referred to Committee on Revisal.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 568, S. B. 65, an act to appoint Fred C. Fisher a justice of the peace in and for the county of Swain, with a right to practice law.

Placed on the Calendar.

H. B. 422, S. B. 88, an act to incorporate Pee Dee Valley Railway Company, for concurrence.

Placed on the Calendar.

H. B. 944, S. B. 808, an act providing for the better construction and keeping in repair of public roads of Wayne County.

Referred to Committee on Public Roads.

H. B. 592, S. B. 810, an act to authorize the commissioners of Harnett County to issue bonds for the purpose of building bridges in said county, and for other purposes.

Referred to Judiciary Committee.

H. B. 879, S. B. 811, an act to promote education in Stokes County.

Referred to Committee on Education.

H. B. 196, S. B. 812, an act to protect deer in the counties of Henderson, Transylvania, Haywood and Jackson.

Referred to Committee on Game Laws.

H. B. 385, S. B. 813, an act to transfer Jacob Tickle, of Alamance County, to Gibsonville Graded-school District.

Referred to Committee on Education.

H. B. 505, S. B. 814, an act to build bridges in Madison County.

Referred to Committee on Propositions and Grievances.

H. B. 515, S. B. 815, an act relating to the protection of deer in Scotland and Richmond counties.

Referred to Committee on Game Laws.

ENROLLED BILLS.

Senator Sherrill, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled and they are duly ratified and sent to the office of the Secretary of State:

H. B. 60, S. B. 691, an act for the protection of quail in Alexander County.

H. B. 388, S. B. 460, an act to repeal chapter 580, Public Laws of 1903, and chapter 288, Public Laws of 1905.

H. B. 372, S. B. 512, an act relative to the game law in Clay County.

H. B. 322, S. B. 415, an act to protect squirrels in White Oak Township, Bladen County.

H. B. 114, S. B. 271, an act for the relief of prisoners awaiting trial in Bertie County.

H. B. 708, S. B. 721, an act to authorize the commissioners of Caswell County to issue bonds to pay and fund its bonded and floating debt.

H. B. 451, S. B. 689, an act to amend chapter 200, Public Laws of 1907, providing for the improvement of the public roads of Sampson County, and the appointment of an inspector of highways of said county.

H. B. 259, S. B. 412, an act to amend chapter 805 of the Public Laws of 1907, so as to extend the time for registering grants.

H. B. 658, S. B. 684, an act to enable the town of Marion to fund its floating indebtedness, and to levy taxes to meet the same.

H. B. 802 S. B. 726, an act to authorize the commissioners of Hyde County to issue bonds and levy a special tax.

H. B. 711, S. B. 728, an act to authorize the town of Siler City, in Chatham County, to issue bonds for the purpose of purchasing, improving, equipping and maintaining school property for the town of Siler City.

H. B. 719, S. B. 679, an act to improve the highways of Mannings Township, Nash County.

H. B. 159, S. B. 370, an act to regulate hunting in Pender County.

H. B. 152, S. B. 246, an act to amend section 1506 of the Revisal of 1905, relative to the time of holding courts in Tyrrell County.

H. B. 169, S. B. 6, an act to appoint justices of the peace in Wayne County.

H. B. 1077, S. B. 307, an act to repeal chapter 44 of the Private Laws of North Carolina, extra session 1908, relative to the powers of the building committee for a girls' dormitory in connection with Cullowhee Normal and Industrial School, and to substitute an act therefor.

H. B. 709, S. B. 729, an act to authorize the commissioners of Caswell County to levy a special tax.

H. B. 79, S. B. 408, an act regulating the hunting of foxes in Chatham County.

H. B. 672, S. B. 683, an act to authorize the Board of Commissioners of Moore County to issue bonds for the purpose of erecting bridges in said county, and for the payment of the indebtedness against said county.

H. B. 303, S. B. 459, an act relative to the property of insane people discharged from the insane asylums.

H. B. 736, S. B. 678, an act to incorporate the town of Beargrass, Beargrass Township, in the county of Martin.

H. B. 436, S. B. 40, an act to amend section 1409 of the Revisal of 1905, relating to the election of justices of the peace.

H. B. 600, S. B. 117, an act to amend section 1661 and 1662, chapter 35 of the Revisal, in reference to fences in Northampton County.

H. B. 532, S. B. 109, an act to pay jurors in Stokes County.

H. B. 486, S. B. 90, an act relative to the road law of Thomasville Township, Davidson County.

H. B. 800, S. B. 723, an act to provide for the issuing of bonds in the town of Franklin, in Macon County.

H. B. 625, S. B. 391, an act to protect squirrel in Central and Elizabethtown townships, Bladen County.

H. B. 576, S. B. 517, an act to incorporate the Carolina-Tennessee Power Company.

H. B. 360, S. B. 445, an act to authorize the commissioners of Lincoln County to sell the present lands and home for the aged and infirm, and to buy other property in the county of Lincoln, upon which to erect a new home for the aged and infirm, and to issue bonds for said purpose.

H. B. 723, S. B. 722, an act to authorize the Board of Commissioners of Morganton to issue refunding bonds.

H. B. 597, S. B. 329, an act to empower the Board of Commissioners of the town of Reidsville to remove obstructions from its streets and public grounds, and for other purposes.

H. B. 599, S. B. 257, an act to amend section 3733 of the Revisal of 1905.

H. R. 824, S. R. 596, joint resolution to pay expenses of joint subcommittee of Senate and House Committees on Education, which visited the State Normal and Industrial College and the East Carolina Teachers' Training School at Greenville.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 724, S. B. 816, an act to repeal chapter 74, Public Laws of 1908, entitled An act to authorize the Board of County Commissioners of Lincoln County to issue bonds for macadam roads.

Referred to Committee on Public Roads.

H. B. 691, S. B. 817, an act to prohibit public drunkenness in Yancey County.

Referred to Committee on Propositions and Grievances.

H. B. 689, S. B. 818, an act to amend section 2785 of the Revisal of 1905, relating to per diem of County Commissioners of Yancey County.

Referred to Committee on Salaries and Fees.

H. B. 594, S. B. 819, an act to repeal chapter 702 of the Public Laws of 1907, relative to the Superior Courts of Cherokee County.

Referred to Committee on Judicial Districts.

H. B. 593, S. B. 820, an act for the relief of Thomas N. Bates, ex-Sheriff and Tax Collector of Cherokee County, for collection of taxes 1905, 1906, 1907.

Referred to Committee on Propositions and Grievances.

H. B. 591, S. B. 821, an act to amend section 4969 of the Revisal of 1905, with reference to rates of pilotage in Old Top Sail Inlet.

Referred to Committee on Revisal.

H. B. 587, S. B. 822, an act to prevent depredations by mischievous live stock in Tyrrell County.

Referred to Committee on Propositions and Grievances.

H. B. 556, S. B. 823, an act relative to fees of justices of the peace in Montgomery County.

Referred to Committee on Salaries and Fees.

H. B. 552, S. B. 824, an act amending the road law for McDowell County (except Marion Township).

Referred to Committee on Public Roads.

H. B. 537, S. B. 826, an act to prohibit killing of deer in Edgecombe County.

Referred to Committee on Game Laws.

H. B. 500, S. B. 825, an act to provide a method of providing juries for the Superior Courts of Cleveland County.

Referred to Committee on Judiciary.

H. B. 462, S. B. 827, an act for the protection of foxes in Alamance County.

Referred to Committee on Game Laws.

H. B. 445, S. B. 828, an act to amend the game law for Bug Hill and Lees townships, Columbus County, relative to season for trapping fur-bearing animals.

Referred to Committee on Game Laws.

H. B. 447, S. B. 829, an act to promote and encourage the raising of quail and other game birds in Rockingham and Granville counties.

Referred to Committee on Game Laws.

H. B. 234, S. B. 830, an act to regulate the hunting of quail or partridges, wild turkeys and other game birds in Orange County.

Referred to Committee on Game Laws.

H. B. 602, S. B. 831, an act to amend section 1506, chapter 28 of the Revisal of 1905, relative to the terms of Superior Court for Hertford County and time for holding the same, and to repeal chapter 76, Public Laws of 1905, and chapter 49, Public Laws 1907, relative thereto.

Referred to Committee on Revisal.

H. B. 690, S. B. 832, an act to repeal chapter 552 of the Public Laws of 1907, relating to duties of Clerk of Superior Court of Yancey County.

Referred to Committee on Judiciary.

H. B. 634, S. B. 833, an act to amend section 2681 of the Revisal of 1905, relative to the road law.

Referred to Committee on Revisal.

H. B. 832, S. B. 834, an act to encourage high-school instruction for the counties of Graham and Clay.

Referred to Committee on Education.

H. B. 603, S. B. 835, an act to prevent throwing sawdust in the waters of Sparks Creek, Wilkes County.

Referred to Committee on Propositions and Grievances.

H. B. 612, S. B. 836, an act to validate certain acts of a justice of the peace in Bertie County.

Referred to Committee on Judiciary.

H. B. 618, S. B. 837, an act to provide for the working and improving the public roads of Ashe County.

Referred to Committee on Public Roads.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 422, S. B. 88, bill to incorporate the Pee Dee Valley Railway Company, for concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 65, S. B. 568, bill to appoint Fred C. Fisher a justice of the peace, with the right to practice law, for concurrence in the House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 35, S. B. 197, bill to prohibit the killing of squirrels in Pitt and Wayne counties, on third reading.

The bill passes third reading and is ordered enrolled.

S. B. 645, bill to promote the betterment of the rural free delivery service, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 442, S. B. 454, bill to regulate the terms of the Superior Courts of Montgomery County, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Barringer, S. B. 364, bill to abolish two weeks of the court of Pasquotank County, and S. B. 760, bill to change the time for holding the courts of Johnston County, are ordered placed on the Calendar.

S. B. 741, bill to amend section 2944 of the Revisal of 1905, relative to holding municipal elections in the county of Randolph, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 740, bill to amend chapter 173, Public Laws of 1905, to regulate hunting pheasants in Randolph County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 761, bill to incorporate St. Pauls, in Robeson County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

The bill is ordered sent to the House of Representatives.

H. B. 801, S. B. 720, bill to provide for the issuing of bonds in the town of Highlands, in Macon County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

The bill is ordered enrolled.

S. B. 733, bill to amend, revise and consolidate the statutes that constitute the charter of the town of North Wilkesboro, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

The bill is ordered sent to the House of Representatives.

H. B. 209, S. B. 341, bill to amend the charter of the town of Rose Hill, Duplin County, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

The bill is ordered enrolled.

S. B. 612, bill to establish a sewerage system, to enlarge and improve schools and to build and improve streets, in the town of Hamlet, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

The bill is ordered sent to the House of Representatives.

H. B. 703, S. B. 680, bill to allow the citizens of Brevard to vote bonds to purchase a watershed and for other purposes, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 770, S. B. 727, bill to amend chapter 146, Private Laws of 1897, relative to the tax levy in the town of Enfield, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 270, S. B. 779, bill to establish a graded school in the town of Old Fort, in McDowell County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 868, S. B. 768, bill to amend chapter 182 of Private Laws of

1905, providing for a special election to vote bonds for Andrews School District, in Cherokee County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 669, S. B. 778, bill to establish the Morven High School, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 347, S. B. 690, bill to authorize the Belhaven Graded Schools to issue bonds for the purpose of erecting and equipping graded-school buildings in Belhaven, N. C., on second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Latham, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—37.

H. B. 818, S. B. 780, bill to establish, construct and maintain a system of public roads in Madison County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 606, S. B. 754, bill authorizing the Board of Trustees of the Kings Mountain Graded Schools to issue bonds and to levy tax, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 639, S. B. 782, bill authorizing the Board of Trustees of Mount

Holly Graded-school District to issue bonds for the purpose of erecting and equipping a graded-school building for the Mount Holly Graded-school District, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 693, S. B. 776, bill to establish graded schools in the town of Elkin, Surry County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 638, bill authorizing the commissioners of Onslow County to issue bonds to pay the past-due interest on bonds issued to the Wilmington, New Bern and Norfolk Railway Company, under chapter 233 of the Laws of 1885 and acts amendatory thereof, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 797, bill to improve the roads and highways of Wake County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 49, S. B. 239, bill to provide better system for the working and maintaining of the public roads in Macon County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 617, S. B. 676, bill to provide for the levying a special tax for public roads in Mitchell County and for other purposes, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 701, bill to establish the Walnut Cove Graded-school District, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 791, bill to empower the town of Graham to issue bonds for the improving of the streets and the establishing a sewerage system in said town, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 662, bill to establish a graded school in Stony Mountain Special-tax School District, in Henderson County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 587, bill to establish a graded school in Russell's Special-tax School District, in Hoopers Creek Township, in Henderson County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 681, S. B. 682, bill to authorize the commissioners of Carteret County to build bridges and to issue bonds and to levy a special tax for the same, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 492, S. B. 571, bill authorizing the commissioners of McDowell County to increase the tax levy, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 790, bill to amend section 21 of chapter 40 of the Private Laws of North Carolina of 1899, being the charter of the town of Graham, Alamance County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 794, bill to authorize the city of Randleman to issue bonds and levy a special tax for street improvements, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry,

Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

H. B. 614, S. B. 597, bill for the improvement of the public roads of Perquimans County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 799, bill to provide for the levying of a tax for the working of the roads of Rutherford County, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 758, bill to authorize the commissioners of Cumberland County to issue bonds and levy taxes for the construction of a bridge over the Cape Fear River and other streams in said county, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 648, bill providing for the maintenance of roads of Beaver Dam Township, in Richmond County, by taxes, if petitioned for by majority of the qualified voters, on second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Iredell, McCall, Means, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —36.

S. B. 739, bill to authorize the commissioners of Randolph County to discontinue working convicts on the public roads, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 738, bill to amend chapter 462, Public Laws of 1903 so as to provide court stenographers for Randolph County, on second reading.

Senator Spence offers the following amendment:

Amend by inserting the word "Montgomery" after "words" and before "and," in line three of section 1.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Ormond, the vote by which S. B. 645, bill to promote the betterment of the rural free delivery service, passed third reading, is reconsidered.

Senator Barham offers the following amendment:

*Provided*, this act shall not apply to the county of Wayne.

Senator West offers the following amendment:

Amend by excepting the county of Macon from the provisions of this act.

On motion of Senator Nimocks, the bill is re-referred to the Committee on Propositions and Grievances.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 309, bill to provide fire-escapes and protect human life, on second reading.

Senator Bassett offers the following amendment:

Amend by striking out all of section 2 down to the word "all," in line 19, and by inserting in lieu thereof the following: "That every theater, opera house, or other like place of public amusement shall have as many doors for egress therefrom as may be necessary and can be made consistently with the proper strength of the building; that all such doors shall be hung so as to open outwardly, or both outwardly and inwardly; and the seats therein shall be arranged in rows, properly spaced, with aisles of adequate width so as to afford easy egress therefrom."

The amendment is adopted.

Senator Jones offers the following amendment:

Amend by inserting the word "theater" after the word "sanitarium," in section 1, line 27.

The amendment is adopted.

Senator Barringer offers the following amendment:

Amend by inserting between the comma and the word "and," in line 21 of section 2, the following: "All front drop-curtains shall be of asbestos, furnished by the owner of the building."

The amendment fails of adoption.

Senator Ormond offers the following amendment:

Amend section 2 by adding at the end of said section the following: "*Provided*, that the Insurance Commissioner may require all theaters to be equipped with front curtains of asbestos or other fireproof material to be furnished by the owner of the building."

The amendment is adopted.

By Senator Kluttz:

That said asbestos curtain shall be raised and lowered not less than twice before each performance in order to guarantee its being in perfect working order.

The amendment is adopted.

Senator Empie offers the following amendment:

Amend by striking out, in line 7, section 5, after the words "owner, or any one having control," and inserting therein the words "or agent of the owner."

The amendment is adopted.

Senator Empie offers the following amendment:

Amend by striking out section 7.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed and sent to the House of Representatives.

S. B. 806, bill to prevent the destruction of quail or partridges in Cabarrus County until December 15, 1911.

Senator Means moves that the vote by which this bill passed third reading be reconsidered.

The motion is adopted.

Senator Means offers to amend the bill as follows:

Amend by inserting immediately after section 1 the following:

SEC. 2. That any person giving information of any violation of this act, and acting as witness for conviction of any defendant hereunder, or giving information leading to such conviction, shall receive one-half of the fine imposed on such defendant.

Number sections 2 and 3 now in the bill as sections 3 and 4 respectively.

The amendment is adopted.

The bill, as amended, passes third reading, and is ordered engrossed.

H. B. 306, S. B. 516, bill to amend section 1506 of the Revisal, relative to the time of holding certain courts in the Third Judicial District, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 850, bill to prevent the dumping or placing of dead bodies, sawdust and other impurities in Reddies River and its tributaries in Wilkes County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Barham moves that the special order set for Wednesday, the 17th inst., the bill known as the "Mileage-book Bill," be postponed until Thursday at 12 o'clock.

The motion is adopted.

S. B. 709, bill relative to cotton-weighers in Franklin County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 840, bill to authorize the County Board of Education of Iredell County to pay an unpaid salary to a school-teacher, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 672, bill to prohibit the setting of dangerous traps on the land of another in Sampson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

LEAVES OF ABSENCE.

On motion of Senator Pharr, leave of absence is granted to Senators Scott, Peele, Matthews and Dockery of the Public Health Committee.

On motion of Senator Fry, the Senate adjourns until to-morrow at 10 o'clock.

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## THIRTY-SEVENTH DAY.

SENATE CHAMBER, February 17, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Britt, of Buncombe County.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Kluttz, S. B. 708, bill to divide the County Commissioners of New Hanover County into two classes, with favorable report.

By Senator Doughton, H. B. 382, S. B. 348, bill to amend chapter 987 of the Public Laws of 1907, relative to the boundary line between Wilkes and Ashe counties, with favorable report.

By Senator Shaw, S. B. 673, bill to amend the charter of the town

of Rowland, in the county of Robeson, State of North Carolina, with favorable report.

By Senator Ray, S. B. 394, bill to amend the charter of the city of Bryson City, with favorable report.

By Senator Ray, S. B. 551, bill to fix the salaries of the public officers of Rockingham County and to increase the county school fund, with favorable report.

By Senator Ray, S. B. 529, bill to incorporate the town of Watha, in Pender County.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Sherrill, H. B. 302, S. B. 354, bill to direct the commissioners of Harnett County to publish a statement of the expenses of the county, with favorable report.

By Senator Ray, S. B. 669, bill to incorporate the town of Bostic, in Rutherford County, with favorable report.

By Senator Spence, H. B. 685, S. B. 730, bill to amend the charter of the town of Black Mountain, in Buncombe County, with favorable report.

By Senator Nimocks, S. B. 655, bill to prevent salaried officers and employees from receiving pay as witnesses in criminal actions in New Hanover County, with favorable report.

By Senator Pharr, S. B. 636, bill to incorporate the town of Stantonsburg, in Wilson County.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Barringer, H. B. 102, S. B. 563, bill to amend the charter of the city of Greensboro, with favorable report.

S. B. 423, bill to incorporate the town of Iron Station, Lincoln County, North Carolina.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Barringer, S. B. 498, bill to establish and provide for the organization of the county of Avery from the territory of Mitchell and Watauga counties.

The committee reports a substitute and recommends the passage of the substitute.

From Committee on Propositions and Grievances:

By Senator Britt, H. B. 505, S. B. 814, bill to build bridges in Madison County, with favorable report.

By Senator Elliott, S. B. 853, bill to prohibit the sale of liquors in Cabarrus County except in the medical depository, with unfavorable report.

By Senator Nimocks, S. R. 842, joint resolution to submit to the people the question of the removal of the capital to Greensboro, with unfavorable report.

By Senator Spence, H. B. 520, S. B. 688, bill to amend section 4498 of the Revisal of 1905, relating to the licensing of physicians, with favorable report.

By Senator Long of Iredell, S. B. 841, bill to amend chapter 77 of the Revisal of 1905, entitled "Weights and Measures," with favorable report.

By Senator Long of Iredell, S. B. 707, bill to prevent the sale of near-beer and like drinks in Reidsville Township, Randolph County, with favorable report.

From Committee on Penal Institutions:

By Senator Dockery, H. B. 179, S. B. 753, bill for the separation of white and colored prisoners in the State Penitentiary and county homes and convict camps during sleeping and eating hours, with favorable report.

By Senator Dockery, S. B. 615, bill to amend section 3657 of the Revisal of 1905, relating to escapes, with favorable report.

From Committee on Corporations:

H. B. 705, S. B. 765, bill to incorporate the United Sons of Hyde Lodge, No. 1, Hyde County, with favorable report, by Senator Pharr for the committee.

By Senator Pharr, S. B. 694, bill to amend the charter of the Farmers Mutual Fire Insurance Company of North Carolina, with favorable report.

From Committee on Public Roads:

S. B. 703, bill to provide for the registration and identification of motor vehicles and to regulate the use of the highways by such vehicles and persons passing, and to provide penalties for the violation thereof, with favorable report.

By Senator Clark, H. B. 842, S. B. 781, bill to supplement Smithville Township good roads fund, with favorable report.

By Senator Clark, S. B. 56, bill to amend sections 2686 and 2712 of the Revisal, concerning the meetings of the township board of supervisors, with favorable report.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives:

S. B. 603, an act to amend section 1884 of the Revisal of 1905 so as to make the close season for quail or partridges from February 1st to November 20th of each and every year.

S. B. 97, an act to amend section 3481 of the Revisal of 1905, relative to prosecutions for hunting without written permission in Rowan County.

S. B. 806, an act to prevent the destruction of quail or partridges in Cabarrus County until December 15, 1911.

Senator Doughton moves that H. B. 603, S. B. 835, bill to prevent the throwing of sawdust into the waters of Sparks Creek, Wilkes County, be withdrawn from Committee on Propositions and Grievances and placed on the Calendar.

The motion is adopted.

Senator Pharr moves that H. B. 252, S. B. 342, bill to repeal chapter 487 of the Public Laws of 1907, relative to working the public roads of Transylvania County, be withdrawn from Committee on Public Roads and placed on the Calendar.

The motion is adopted.

Senator Ray moves that S. B. 474, bill to provide for an increase in the tax levy for graded schools of Henderson County be withdrawn from committee and placed on the Calendar.

The motion is adopted.

Senator Barringer asks that S. R. 842, joint resolution to submit to the people the removal of the capital to Greensboro, be re-referred to committee.

Without objection, it is so ordered.

On motion of Senator West, S. B. 844, bill to fix the per diem of the Board of Commissioners of Mitchell County, is ordered placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Doughton, S. B. 952, bill to prevent and punish the sale or offering for sale of adulterated, impure or misbranded agricultural vegetable seed and those lacking visability.

Referred to Committee on Agriculture.

By Senator Starbuck, S. B. 953, bill to incorporate Yadkin River Railroad Company.

Referred to Committee on Corporations.

By Senator Elliott, S. B. 954, bill for placing all ex-Confederate soldiers on the pension list.

Referred to Committee on Pensions.

By Senator Barham, S. B. 955, bill to authorize the Whiteville Lumber Company to construct a railroad.

Referred to Committee on Railroads.

By Senator Love, S. B. 956, bill to amend the charter of Bessemer City.

Referred to Committee on Counties, Cities and Towns.

By Senator Love, S. B. 957, bill to procure the better drainage of Hoyles Creek, in Lincoln and Gaston counties.

Referred to Committee on Agriculture.

By Senator Burton, S. B. 958, bill to amend section 2457 of the Revisal of 1905, relating to fishing in Onslow County.

Referred to Committee on Fish and Fisheries.

By Senator Dawes, S. B. 959, bill to regulate the appointment of receivers.

Referred to Committee on Judiciary.

By Senator Love, S. B. 960, bill to allow the town of Gastonia to condemn land for cemetery purposes.

Referred to Committee on Propositions and Grievances.

By Senator Love, S. B. 961, bill to extend the corporate limits of the town of Gastonia.

Referred to Committee on Counties, Cities and Towns.

By Senator Barringer, S. B. 919, bill to incorporate the Carolina Railway and Power Company.

Referred to Committee on Corporations.

By Senator Shaw, S. B. 917, bill to fix fees of the sheriff of Robeson County for summoning a special venire.

Placed on the Calendar.

By Senator Dockery, S. R. 921, resolution appropriating $1,000 for household furnishings for the Governor's Mansion.

Referred to Committee on Appropriations.

By Senator Dockery, S. B. 922, bill appointing justices of the peace in Marks Creek Township, Richmond County.

Referred to Committee on Justices of the Peace.

By Senator Dockery, S. B. 923, bill appointing justices of the peace in Beaver Dam Township, in Richmond County.

Referred to Committee on Justices of the Peace.

By Senator Dockery, S. B. 924, bill authorizing the town of Rockingham to contribute to a fund for the erection of a Confederate monument in Richmond County.

Referred to Committee on Pensions.

By Senator Dockery, S. B. 925, bill authorizing the county of Richmond to contribute to a fund for the erection of a Confederate monument in Richmond County.

Referred to Committee on Pensions.

By Senator Dockery, S. B. 926, bill appointing justices of the peace in Black Jack Township, in Richmond County.

Referred to Committee on Justices of the Peace.

By Senator Dockery, S. B. 927, bill to authorize the Board of Commissioners of Richmond County to issue bonds.

Referred to Judiciary Committee.

By Senator Powell (by request), S. B. 928, bill to amend the charter of Shiloh Institute, of the county of Warren, and to change its name to Warrenton Normal and Industrial School.

Referred to Judiciary Committee.

By Senator Clark, S. B. 918, bill to amend section 2, chapter 994 of the Public Laws of 1907, relative to salary of bank examiners.

Referred to Committee on Salaries and Fees.

By Senator Elliott, S. R. 920, joint resolution to adjourn without day on March 3d.

Referred to Committee on Rules.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 663, S. B. 24, an act to establish the county line between the counties of Swain and Macon. For concurrence in amendment.

Senator Fry moves that the Senate do not concur in House amendment and that a committee of conference be appointed. Motion adopted.

The President appoints Senators West and Fry as a committee on the part of the Senate.

H. B. 328, S. B. 855, substitute for Bill 61, an act to regulate the fees of officers of the county of Madison.

Referred to Committee on Salaries and Fees.

H. B. 424, S. B. 856, an act to amend section 2634 of the Revisal of 1905, in regard to the penalty law.

Referred to Committee on Railroads.

H. B. 718, S. B. 857, an act to create a new township in Nash County.

Referred to Committee on Counties, Cities and Towns.

H. B. 720, S. B. 858, an act to change the boundary line between Nashville and Castalia townships, in Nash County.

Referred to Committee on Counties, Cities and Towns.

H. B. 712, S. B. 859, an act to allow D. R. Noland, ex-Sheriff of Haywood County, to collect back taxes.

Referred to Committee on Propositions and Grievances.

H. B. 845, S. B. 860, an act to provide an additional term of court for Mitchell County.

Referred to Committee on Judicial Districts.

H. B. 710, S. B. 861, an act to appoint trustees for Yanceyville Female Academy and empower trustees to sell the lot upon which the academy is situated and apply proceeds to School District No. 58, white race.

Referred to Committee on Education.

H. B. 629, S. B. 862, bill to authorize the commissioners of Lee County to use proceeds of bonds in payment of bridge debt.

Referred to Committee on Counties, Cities and Towns.

H. B. 619, S. B. 863, an act to prevent the dumping of sawdust into streams of Jackson County.

Referred to Committee on Propositions and Grievances.

H. B. 557, S. B. 867, an act to repeal chapter 638, Public Laws of 1907, relative to game.

Referred to Committee on Game Laws.

H. B. 521, S. B. 865, an act to authorize the Board of Commissioners of Moore County to hire out convicts assigned to work upon any roads of said county.

Referred to Committee on Public Roads.

H. B. 465, S. B. 866, an act to refund certain rentals for armory use to the Naval Militia, stationed at New Bern, N. C.

Referred to Committee on Military Affairs.

H. B. 818, S. B. 867, an act to amend chapter 20, Public Laws, spe-

cial session 1908, relating to terms of Superior Courts of Onslow County.

Referred to Committee on Judicial Districts.

H. B. 561, S. B. 313, an act to regulate the compensation of the members of the Board of Commissioners of Robeson County. For concurrence.

Placed on the Calendar.

H. B. 1038, S. B. 868, an act to appoint justices of the peace for Vance County.

Referred to Committee on Justices of the Peace.

H. B. 813, S. B. 869, an act to authorize the city of New Bern and county of Craven to appropriate money out of the treasuries of the city and county to commemorate the bicentennial of the founding of the town of New Bern.

Referred to Judiciary Committee.

H. B. 938, S. B. 870, an act to appoint a finance committee for Polk County.

Referred to Committee on Propositions and Grievances.

H. B. 941, S. B. 871, an act to increase the pay and duties of the members of the Board of Commissioners of Haywood County.

Referred to Committee on Salaries and Fees.

H. B. 638, S. B. 872, an act to prohibit public drunkenness in Buncombe County.

Referred to Committee on Propositions and Grievances.

H. B. 631, S. B. 873, an act to create Bolton Township, in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 741, S. B. 874, an act to constitute the Mayor of Wingate, in the county of Union, a justice of the peace.

Referred to Committee on Justices of the Peace.

H. B. 734, S. B. 875, an act for the relief of surveyors in Scotland and Anson counties.

Referred to Committee on Propositions and Grievances.

H. B. 732, S. B. 876, an act to release a certain part of McDowell County from the stock law.

Referred to Committee on Propositions and Grievances.

H. B. 729, S. B. 877, an act for the drainage of land in Camden and Pasquotank counties.

Referred to Committee on Agriculture.

H. B. 715, S. B. 878, an act to divide the present terms of the Superior Court of Stokes County into four terms of one week each.

Placed on the Calendar.

H. B. 796, S. B. 879, an act to regulate stock in stock-law territory.

Referred to Committee on Propositions and Grievances.

H. B. 793, S. B. 800, bill to amend section 1506, chapter 28, Revisal of 1905, relating to civil dockets in Rowan Superior Courts.

Referred to Committee on Revisal.

H. B. 782, S. B. 881, an act to empower the County Commissioners of Yancey County to sell present county home and change the site.

H. B. 728, S. B. 882, an act to appoint a cotton-weigher for Red Springs Township and to provide for his election.

Referred to Committee on Propositions and Grievances.

H. B. 726, S. B. 883, an act for the relief of the Sheriff and Treasurer of Moore County.

Referred to Committee on Propositions and Grievances.

H. B. 803, S. B. 884, an act to repeal chapter 773 of the Public Laws of 1907, relative to the public roads of Alexander County.

Referred to Committee on Public Roads.

H. B. 721, S. B. 885, an act to prevent sawdust from going into Sawyer's Creek, and fishing in Graham County.

Referred to Committee on Propositions and Grievances.

H. B. 969, S. B. 887, an act to amend section 1319 of the Revisal of 1905, relative to commissioners and justices of the peace of Montgomery County.

Referred to Committee on Revisal.

H. B. 994, S. B. 886, an act to pay deputy sheriffs for the collection of taxes in incorporated towns and cities of Guilford County other than the county seat.

Referred to Committee on Counties, Cities and Towns.

H. B. 996, S. B. 888, an act limiting the time of the existence of the highway commission of Guilford County.

Referred to Committee on Public Roads.

H. B. 874, S. B. 889, an act to amend chapter 221, Private Laws 1891, relative to Valle Crucis, Shawneehaw and Elk Park Turnpike Company.

Referred to Committee on Public Roads.

H. B. 892, S. B. 890, an act to repeal chapter 689, Public Laws of 1899, and chapter 784, Public Laws of 1903, relating to stock law in No. 7 Township, Craven County.

Referred to Committee on Propositions and Grievances.

H. B. 805, S. B. 891, an act for the relief of J. M. Doris, ex-Sheriff of Surry County.

Referred to Committee on Propositions and Grievances.

H. B. 849, S. B. 892, an act to amend chapter 853 of the Laws of 1907, relative to Roads in Pamlico County.

Referred to Committee on Public Roads.

H. B. 872, S. B. 893, an act to appoint J. H. Nowell a justice of the peace for Windsor Township, in Bertie County, and allow him to practice law.

Referred to Judiciary Committee.

H. B. 836, S. B. 894, an act to validate an election on the question of special tax for school purposes in a certain portion of Moore County.

Referred to Committee on Education.

H. B. 776, S. B. 895, an act to prevent horses and mules from running at large in Pitt County.

Referred to Committee on Propositions and Grievances.

H. B. 795, S. B. 896, an act to provide for the election of cotton-weighers for Union County.

Referred to Committee on Propositions and Grievances.

H. B. 702, S. B. 898, an act to better protect the public roads in Washington County.

Referred to Committee on Public Roads.

H. B. 696, S. B. 897, an act to protect the game and fish in Buncombe County.

Referred to Committee on Game Laws.

H. B. 692, S. B. 899, an act to appoint a cotton-weigher for Smithfield, Johnston, County.

Referred to Committee on Propositions and Grievances.

H. B. 675, S. B. 900, an act to prevent the posting bills, cards or other advertising matter in Elizabeth City, N. C.

Referred to Committee on Propositions and Grievances.

H. B. 640, S. B. 901, an act to amend chapter 20 of the Public Laws of 1907, relative to laying out cartways, tramways and church roads in Forsyth County.

Referred to Committee on Public Roads.

H. B. 662, S. B. 902, an act to amend chapter 143 of the Laws of 1876 and 1877, in reference to the board of audit and finance of the city of Wilmington.

Referred to Committee on Counties, Cities and Towns.

H. B. 652, S. B. 903, an act to amend section 2461 of the Revisal, relating to obstructions across Hiawassee River.

Referred to Committee on Counties, Cities and Towns.

H. B. 651, S. B. 904, an act to amend chapter 499, Public Laws of North Carolina for 1903, relative to the school committee of District No. 1, Murphy, N. C.

Referred to Committee on Education.

H. B. 644, S. B. 905, an act to allow the Board of Commissioners of Wilkes County to pay for making court dockets for judge and bar.

H. B. 1152, S. B. 929, an act to amend chapter 20, Laws of 1908, relative to the holding of courts in Onslow County.

Placed on the Calendar.

H. B. 1182, S. B. 930, an act to authorize the commissioners of Chatham County to divide said county into townships.

Referred to Committee on Counties, Cities and Towns.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 707, bill to prevent the sale of near-beer and like drinks in Reidsville Township, Rockingham County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 102, S. B. 563, bill to amend the charter of the city of Greensboro, upon concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 225, bill to amend chapter 210, Public Laws of 1905, concerning the election of the highway commission of Valley Town Township, Cherokee County.

The bill passes second reading.

S. B. 334, bill advising and authorizing the purchase of Ashe's History of North Carolina for rural school libraries throughout the State.

The committee reports a substitute and recommends the passage of the substitute.

Senator Manning offers the following amendment:

Amend the substitute by striking out the several "whereases."

The amendment is adopted.

Senator Elliott offers the following amendment:

That said boards be advised to purchase for poor and indigent children of the school districts such simple books as they may need to enable them to learn to read this history, paying for said books out of any money in their hands.

The amendment fails of adoption.

Senator Pharr offers the following amendment:

Strike out the words "advised and," in section 1.

The amendment is adopted.

Senator Powell calls for the previous question.

The call is sustained.

The substitute, as amended, is adopted.

On the passage of the substitute on its second reading, Senator Gay calls for the ayes and noes.

The call is sustained.

The substitute passes second reading, ayes 25, noes 14, as follows:

Those voting in the affirmative are: Senators Barringer, Blow, Britt, Burton, Clark, Dockery, Empie, Fry, Gay, Hawes, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Means, McCall, Ormond, Powell, Ray, Shaw and Wray—25.

Those voting in the negative are: Senators Barham, Bassett, Doughton, Elliott, Godwin, Holden, Johnson, Love, Nimocks, Pharr, Reynolds, Sherrill, Spence, Turner—14.

H. B. 197, S. B. 321, bill to amend chapter 622, Public Laws of 1907, relating to hunting deer in Tyrrell County.

The bill passes second and third readings and is ordered enrolled.

H. R. 83, S. R. 388, resolution instructing our Senators and Representatives in Congress to favor the passage of an act for the relief of disabled members of the United States Life-saving Service, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 403, bill to amend section 1708 of the Revisal of 1905 of North Carolina, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 490, bill to amend the charter of the North Carolina Talc and Mining Company.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 532, bill for the relief of D. W. Bullock, ex-Register of Deeds of Robeson County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 622, bill to authorize the commissioners of Richmond County to employ an auditor to examine the books of the several county officers when deemed expedient, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 623, bill to authorize the commissioners of the town of Rockingham to condemn land for cemetery purposes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 656, bill to amend section 3769 of the Revisal of 1905, relating to fences along public roads, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 663, bill to authorize the Board of Education of Henderson County to change the boundary lines of the school districts in Crab Creek Township, known as Districts Nos. 2 and 3 and Districts Nos. 2 and 4, in Hoopers Creek Township, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 62, S. B. 675, bill to pay C. C. Hunnicutt, a school-teacher, for services rendered as school-teacher in Stanly County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 796, bill to authorize the register of deeds of the several counties of the State to appoint deputies.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 740, S. B. 677, bill to amend section 19, chapter 782, Public Laws of 1907, requiring the road supervisors of Union County to publish a statement of receipts and disbursements.

The bill passes second and third readings and is ordered enrolled.

H. B. 494, S. B. 769, bill to extend the road law for Montgomery County, on second reading.

The bill passes second reading.

S. B. 715, bill to amend chapter 623 of the Public Laws of 1907, relating to the sale of merchandise in bulk, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading.

S. B. 917, bill to fix the fees of the Sheriff of Robeson County for summoning special veniremen, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 756, bill to extend the time in which to allow the Camden Ferry Company to erect a drawbridge on Pasquotank River.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 760, bill to amend chapter 28 of the Revisal of 1905, section 1506, relating to the Superior Courts of Johnston County, on second reading.

The bill passes second reading.

H. B. 364, S. B. 369, bill to abolish two weeks of court in Pasquotank County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 715, S. B. 878, bill to divide the present terms of the Superior Courts of Stokes County into four terms of one week each, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 259, bill to authorize the Board of County Commissioners of Macon County to donate or lease a certain plat of ground to establish a Confederate monument thereon, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered engrossed and sent to the House of Representatives.

H. B. 438, S. B. 500, bill to establish a road in Madison County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 56, bill to amend section 2686 and 2712 of the Revisal of 1905, concerning meetings of township boards of supervisors, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 841, bill to amend chapter 77 of the Revisal of 1905, entitled "Weights and Measures," on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 844, bill to fix the per diem of the Board of Commissioners of Mitchell County, on second reading.

The bill passes second reading.

S. B. 655, bill to prevent salaried officers and employees from receiving pay as witnesses in criminal actions in New Hanover County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 603, S. B. 835, bill to prevent throwing sawdust in the waters of Sparks Creek, Wilkes County.

The bill passes second and third readings and is ordered enrolled.

S. B. 708, bill to divide the Board of Commissioners of New Hanover County into two classes.

On motion of Senator Shaw, the bill is referred to the Judiciary Committee.

H. B. 492, S. B. 571, bill authorizing the commissioners of McDowell County to increase the tax levy, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives for concurrence.

S. B. 587, bill to establish a graded school in Russells Special-tax School District, in Hoopers Creek Township, Henderson County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

H. B. 49, S. B. 239, bill to provide for a better system for the working of the public roads for Macon County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

S. B. 797, bill to improve the roads and highways of Wake County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 676, H. B. 617, bill to provide for the levying of special tax for public roads in Mitchell County and for other purposes, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives for concurrence.

H. B. 606, S. B. 754, bill to authorize the Board of Trustees of Kings Mountain Graded Schools to issue bonds and levy a tax, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

H. B. 882, S. B. 780, bill to establish, construct and maintain a system of public roads in Madison County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

H. B. 704, S. B. 680, bill to allow the citizens of Brevard to vote bonds to purchase a watershed and for other purposes, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives for concurrence.

S. B. 662, bill to establish a graded school in Stony Mountain Special-tax School District, in Henderson County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 638, bill authorizing the commissioners of Onslow County to pay the past-due interest on the bonds of the Wilmington, New Bern and Norfolk Railway Company, under chapter 233, Laws of 1885, and acts amendatory thereof, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 648, bill to provide for the maintenance of roads in Beaver Dam Township, in Richmond County, by taxes, if petitioned for by a majority of the qualified voters, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 701, bill to establish the Walnut Cove Graded-school District, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 794, bill to authorize the city of Randleman to issue bonds and levy a special tax for street improvements, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 790, bill to amend section 21, chapter 40 of the Private Laws of 1899, being the charter of the town of Graham, Alamance County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

H. B. 614, S. B. 597, bill for the improvement of the public roads in Perquimans County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

H. B. 681, S. B. 682, bill to authorize the commissioners of Carteret County to build bridges and to issue bonds and to levy a special tax for the same, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives for concurrence.

H. B. 347, S. B. 690, bill to authorize the Belhaven Graded School to issue bonds for the purpose of erecting and equipping graded-school buildings in Belhaven, N. C., on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin,

McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

H. B. 639, S. B. 782, bill authorizing the Board of Trustees of Mount Holly Graded-school District to issue bonds for the purpose of erecting and equipping a graded-school building at Mount Holly, N. C., on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives for concurrence.

H. B. 770, S. B. 727, bill to amend chapter 146, Private Laws of 1897, relative to the tax levy in the town of Enfield, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

S. B. 799, bill to provide for a tax for working public roads in Rutherford County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

H. B. 868, S. B. 768, bill to amend chapter 182, Private Laws of 1905, providing for a special election to vote bonds for Andrews School District, in Cherokee County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

H. B. 270, S. B. 779, bill to establish a graded school in Old Fort, in the county of McDowell, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

H. B. 669, S. B. 778, bill to establish the Morven High School, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered enrolled.

H. B. 693, S. B. 776, bill to establish graded schools in the town of Elkin, Surry County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House for concurrence.

S. B. 758, bill to authorize the commissioners of Cumberland County to issue bonds and to levy taxes for the construction of a bridge over the Cape Fear River and other streams in said county, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

H. B. 252, S. B. 342, bill to repeal chapter 487 of the Public Laws of 1907, relative to working of the public roads in Transylvania County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin,

McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

S. B. 394, bill to amend the charter of the town of Bryson City, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

H. B. 685, S. B. 730, bill to amend the charter of the town of Black Mountain, Buncombe County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

S. B. 474, bill to amend the graded-school law of Hendersonville, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

H. B. 842, S. B. 781, bill to supplement Smithville Township good road fund, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

S. B. 529, bill to incorporate the town of Watha, in Pender County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

S. B. 673, bill to amend the charter of the town of Rowland, in the county of Robeson, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

S. B. 669, bill to incorporate the town of Bostic, in Rutherford County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

S. B. 791, bill to empower the town of Graham to issue bonds for the improving of its streets and for establishing a sewerage system in said town, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 636, bill to incorporate the town of Stantonsburg, in the county of Wilson, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, McCall, Means, Nimocks, Ormond, Pharr, Powell, Ray, Reynolds, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, West, Wray—41.

## ENROLLED BILLS.

Senator Sherrill, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 422, S. B. 88, an act to incorporate Pee Dee Valley Railway Company.

H. B. 820, S. B. 430, an act to authorize the Governor to appoint special policemen for Rutherford County.

H. B. 746, S. B. 279, an act relating to fees of officers in certain cases.

H. B. 570, S. B. 118, an act to amend chapter 40, section 1872, of the Revisal of 1905, in reference to hunting.

H. B. 821, S. B. 255, an act to amend section 3382(a) of chapter 81 of the Revisal of 1905, relative to obstructing streams in Catawba County, North Carolina.

H. B. 748, S. B. 291, an act to create a new township in Robeson County by taking a part of Britts and Sterlings townships of said county.

H. B. 306, S. B. 561, an act to amend section 1506 of the Revisal of 1905, relative to time of holding certain courts in Third District.

H. B. 442, S. B. 454, an act to regulate the terms of the Superior Court of Montgomery County.

H. B. 568, S. B. 65, an act to appoint Fred C. Fisher a justice of the peace in and for the county of Swain, with the right to practice law.

H. B. 209, S. B. 341, an act to amend the charter of the town of Rose Hill, Duplin County.

H. B. 801, S. B. 720, an act to provide for the issuing of bonds in the town of Highlands, in Macon County.

H. B. 910, S. B. 159, an act relating to the management and control of automobiles and other vehicles upon the public roads and highways of Cumberland County.

H. B. 1069, S. B. 431, an act to fix the time for holding the terms of the Superior Court of Robeson County.

H. B. 626, S. B. 392, an act to amend chapter 65, section 2712, of the Revisal of 1905, relating to public roads.

H. B. 628, S. B. 397, an act authorizing the transfer of certain moneys by the Mayor and Board of Commissioners of the town of Lenoir, from the water to the street fund.

H. B. 823, S. B. 292, an act for relief of Abner Nash, ex-Register of Deeds of Robeson County.

H. B. 667, S. B. 295, an act to amend section 2727 of the Revisal of 1905, regulating the use of traction engines and road steamers on the public roads of Randolph County.

H. B. 35, S. B. 197, an act to prohibit killing of squirrels in Pitt and Wayne counties.

H B. 1027, S. B. 639, an act to allow the commissioners of Onslow County to use the surplus of the special-tax funds levied under chapter 642 of Public Acts of 1905.

H. B. 627, S. B. 393, an act to repeal chapter 951, Public Laws of 1907.

H. B. 909, S. B. 147, an act relating to the management and control of automobiles on the public roads and highways of Sampson County.

Senator Kluttz offers the following resolution:

*Resolved by the Senate*, That Senate Rule 18 be, and is hereby amended as follows: After the word "committee," in line seven, strike out the words "and also of" and insert in lieu thereof the words "the Committee on Counties, Cities and Towns and."

The resolution is adopted.

ADDITIONS TO COMMITTEES.

The President announces the following additions to committees:
*Committee on Education*—Senator Jones.
*Committee on Appropriations*—Senator Kluttz.

PRIVILEGES OF THE FLOOR.

On motion of Senator Latham, the privileges of the floor are extended to Hon. S. B. Spruill, a former member of the Legislature from Washington County.

On motion of Senator Nimocks, the privileges of the floor are extended to Hon. W. R. Coxe, a former Senator and ex-Secretary of the Senate of the United States.

On motion of Senator Long of Person, the Senate adjourns until 10:30 to-morrow.

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## THIRTY-EIGHTH DAY.

SENATE CHAMBER, February 18, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond, of Lenoir County.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Deaf and Dumb:

By Senator Scott, S. B. 168, bill to appropriate funds for the North Carolina School for the Deaf and Dumb, with favorable report.

The bill is referred to Committee on Appropriations.

From Judiciary Committee:

By Senator Barringer, S. B. 704, bill to facilitate the registration of contracts made by corporations, with favorable report.

By Senator Nimocks, S. B. 591, bill to confer certain powers on the directors of State institutions of North Carolina in regard to land.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Nimocks, H. B. 211, S. B. 513, bill to facilitate the releasing of mortgages and deeds of trust.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Nimocks, H. B. 535, S. B. 572, bill to amend chapter 131 of the Public Laws of 1903, authorizing the commissioners of Lee County to issue bonds, with favorable report.

By Senator Kluttz, S. B. 907, bill to make the giving of worthless checks, drafts and orders *prima facie* evidence of intent to cheat and defraud, with favorable report.

By Senator Kluttz, S. B. 618, bill to prevent the giving of worthless checks, with unfavorable report.

By Senator Manning, S. B. 402, bill to amend section 2466 of the Revisal of 1905.

The committee reports an amendment and recommends the passage of the bill, as amended.

By Senator Starbuck, S. B. 621, bill to prevent frauds upon merchants and traders.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Bassett, S. B. 133, bill to establish within the city of Hickory a special court to be called the Police Court, and to prescribe the jurisdiction thereof.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Revisal:

By Senator Spence, S. B. 702, bill prescribing the method of drawing jurors in New Hanover County and the qualifications of said jurors, with favorable report.

By Senator Holden, H. B. 634, S. B. 833, bill to amend section 2681 of the Revisal of 1905, relative to the road law, with favorable report.

By Senator Holden, H. B. 466, S. B. 772, bill to amend section 2883 of the Revisal of 1905, relative to estrays, with unfavorable report.

By Senator Holden, H. B. 969, S. B. 887, bill to amend section 1319 of the Revisal of 1905, relative to commissioners and justices of the peace of Montgomery County, with favorable report.

By Senator Holden, H. B. 771, S. B. 725, bill to amend chapter 85, Private Laws of 1901, relative to taxes levied for graded schools in Enfield Township, Halifax County, with favorable report.

By Senator Spence, S. B. 266, bill to amend section 3817 of the Revisal of 1905, relative to the sale of dynamite, with favorable report.

By Senator Spence, S. B. 661, bill to provide for chemical examination in cases of suspected poisoning, with favorable report.

By Senator Spence, H. B. 793, S. B. 880, bill to amend section 1506, chapter 28 of the Revisal of 1905, relative to the civil docket in Rowan Superior Court, with favorable report.

From Committee on Counties, Cities and Towns:

By Senator Barringer, H. B. 183, S. B. 339, bill to incorporate the town of Ripley, with favorable report.

By Senator Barringer, H. B. 191, S. B. 340, bill to incorporate the town of Vaughan, in Warren County.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Salaries and Fees:

By Senator Clark, S. B. 918, bill to amend chapter 994 of the Public Laws of 1907, relative to the salary of bank examiners, with favorable report.

From Committee on Revisal:

By Senator Spence, S. B. 795, bill to amend chapter 77, section 3073, of the Revisal of 1905, relative to weights and measures in Sampson County, with favorable report.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports the following bill correctly engrossed and it is ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 309, an act to provide fire escapes and protect human life.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Dockery, petition from the Society of Friends in Randolph, Guilford and Davidson counties, with reference to capital punishment.

Referred to Judiciary Committee.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are ratified and sent to the office of the Secretary of State:

H. B. 882, S. B. 780, an act to establish, construct and maintain a system of public roads in Madison County.

H. B. 908, S. B. 100, an act relating to the control and management of automobiles and other vehicles upon public roads and highways in the counties of Harnett and Johnson.

H. B. 868, S. B. 768, an act to amend chapter 182, Private Laws of North Carolina, session 1905, providing for a special election to vote bonds for Andrews School District, in Cherokee County.

H. B. 563, S. B. 103, an act to amend the charter of the city of Greensboro.

H. B. 715, S. B. 878, an act to divide the present terms of the Superior Court of Stokes County into four terms of one week each.

H. B. 665, S. B. 94, an act to authorize the Board of County Commissioners of Macon County to establish a chaingang.

H. B. 285, S. B. 440, an act to protect the game and landowners of Rutherford County.

H. B. 614, S. B. 597, an act for the improvement of public roads in Perquimans County.

H. B. 740, S. B. 677, an act to amend chapter 782, Public Laws of 1907.

H. B. 197, S. B. 371, an act to amend chapter 622 of the Public Laws of 1907, relating to hunting deer in Tyrrell County.

H. B. 62, S. B. 675, an act to pay C. C. Hunnicutt, a school-teacher, for services rendered as school-teacher in Stanly County.

H. B. 770, S. B. 727, an act to amend chapter 146 of the Private Laws of North Carolina of 1897, entitled An act to amend the charter of the town of Enfield, North Carolina.

H. B. 438, S. B. 500, an act to establish a road in Madison County.

H. B. 606, S. B. 754, an act authorizing the Board of Trustees of Kings Mountain Graded Schools to issue bonds and levy a tax for the purpose of buying land, and erecting and equipping a graded-school building in Kings Mountain, North Carolina, and amending section 6, chapter 381, Private Laws of North Carolina for 1905.

H. B. 270, S. B. 779, an act to establish a graded school in the town of Old Fort, in McDowell County.

H. B. 603, S. B. 835, an act to prevent throwing sawdust in the waters of Sparks Creek, Wilkes County.

H. B. 822, S. B. 267, an act to drain lands in Hunt's Fork and Hank's Branch, in Davidson County.

H. B. 364, S. B. 359, an act to abolish two weeks of court of Pasquotank County.

H. B. 1134, S. B. 700, an act to amend chapter 276 of the Public Laws of 1907, relating to bonds of tax collectors.

H. B. 1132, S. B. 697, an act to amend section 1311 of the Revisal of 1905, and to repeal chapter 228 of the Public Laws of 1905, relating to the number and compensation of the Board of County Commissioners of Northampton County.

H. B. 48, S. B. 239, an act to provide a better system for working and maintaining the public roads in Macon County.

H. B. 1230, S. B. 707, an act to prevent the sale of near-beer and like drinks in Reidsville Township, Rockingham County.

H. B. 1117, S. B. 583, an act to establish and define the duties of the Board of Internal Improvements of the town of Marshall.

H. B. 1118, S. B. 590, an act to further extend the power and authority of the building committee of the town of Marshall.

H. B. 669, S. B. 778, an act to establish the Morven High-school District.

H. R. 83, S. R. 388, resolution instructing our Senators and Representatives in Congress to favor the passage of an act for the relief of disabled members of the United States Life-saving Service.

H. R. 1245, S. R. 793, resolution to pay expenses of sub-committee on Deaf and Dumb, which visited the institute at Morganton.

H. B. 347, S. B. 690, an act to authorize the Belhaven graded school to issue bonds for the purpose of erecting and equipping graded-school buildings at Belhaven, North Carolina.

A MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1206, S. B. 95, an act to fix the salaries of public officers of Rockingham County and to increase the school fund.

Referred to Committee on Salaries and Fees.

Substitute for substitute by committee for H. B. 188—

H. B. 188, S. B. 931, an act to amend an act to regulate and restrict child labor in manufacturing establishments.

Referred to Committee on Manufacturing.

H. B. 542, S. B. 932, an act for the protection of game in French's Creek and other townships in Bladen County.

Referred to Committee on Game Laws.

H. B. 596, S. B. 933, an act to establish a special court for Rowan County with civil and criminal jurisdiction, to be known as Rowan County Court.

Referred to Judiciary Committee.

H. B. 336, S. B. 934, an act to repeal chapter 84 of the Public Laws of special session of 1908, concerning a road tax for Murphy Township, Cherokee County.

Referred to Committee on Public Roads.

H. B. 503, S. B. 935, an act to amend chapter 556 relative to Mooresville graded schools.

Referred to Committee on Education.

H. B, 611, S. B. 936, an act to empower the Sheriff of Madison County to collect arrears of taxes.

Referred to Committee on Propositions and Grievances.

H. B. 574, S. B. 937, an act to prohibit sawdust being thrown into streams in Edgecombe County.

Referred to Committee on Propositions and Grievances.

H. B. 586, S. B. 938, an act to authorize and empower the bondsmen of W. B. Cooper, late Sheriff of Tyrrell County, to collect the unpaid taxes charged to said officer.

Referred to Committee on Propositions and Grievances.

H. B. 1042, S. B. 939, an act to change the name of Slade's Creek, in Hyde County, to Slade's River, and to prohibit fishing with dragnets in said river and in Fortescue's Creek, in said county.

Referred to Committee on Fish and Fisheries.

H. B. 1084, S. B. 940, an act to regulate the taking of clams in Masonboro Sound, in the county of New Hanover.

Referred to Committee on Shellfish.

H. B. 940, S. B. 941, an act to protect the fish in Clay County.

Referred to Committee on Fish and Fisheries.

H. B. 1155, S. B. 942, an act authorizing the building of stocklaw fences in Lillington and Stewarts Creek townships, in Johnston County.

Referred to Committee on Propositions and Grievances.

H. B. 1085, S. B. 943, an act to establish the stock law in Cumberland and Lee counties.

Referred to Committee on Propositions and Grievances.

H. B. 995, S. B. 944, an act to create a superintendent of agriculture and sanitation for the county of Guilford.

Referred to Committee on Agriculture.

H. B. 1141, S. B. 945, an act to enforce the better drainage of certain lands in Gaston and Lincoln counties.

Referred to Committee on Agriculture.

H. B. 1040, S. B. 946, an act to incorporate Elizabeth City and Albermarle Railway Company.

Referred to Committee on Corporations.

H. B. 1045, S. B. 947, an act for the relief of the ex-Sheriff of Cleveland County.

Referred to Committee on Propositions and Grievances.

H. B. 1109, S. B. 948, an act to encourage the destruction of hawks and owls.

Referred to Committee on Propositions and Grievances.

H. B. 1168, S. B. 949, an act to prevent the obstruction of Nat Moores Creek, in French's Creek Township, in Bladen County.

Referred to Committee on Propositions and Grievances.

H. B. 1181, S. B. 950, an act for the better drainage of Leonards Fork lands, in Howards Creek Township, in Lincoln County, N. C.

Referred to Committee on Agriculture.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Doughton, S. B. 952, bill to prevent and punish the sale or offering for sale of adulterated, impure or misbranded agricultural vegetable seed and those lacking viability.

Referred to Committee on Agriculture.

By Senator Starbuck, S. B. 953, bill to incorporate Yadkin River Railroad Company.

Referred to Committee on Corporations.

By Senator Elliott, S. B. 954, bill for placing all ex-Confederate soldiers on the pension list.

Referred to Committee on Pensions.

By Senator Barham, S. B. 955, bill to authorize the Whiteville Lumber Company to construct a railroad.

Referred to Committee on Railroads.

By Senator Love, S. B. 956, bill to amend the chapter of Bessemer City.

Referred to Committee on Counties, Cities and Towns.

By Senator Love, S. B. 957, bill to procure the better drainage of Hoyles Creek, in Lincoln and Gaston counties.

Referred to Committee on Agriculture.

By Senator Burton, S. B. 958, bill to amend section 2457 of the Revisal of 1905, relating to fishing in Onslow County.

Referred to Committee on Fish and Fisheries.

By Senator Dawes, S. B. 959, bill to regulate the appointment of receivers.

Referred to Committee on Judiciary.

By Senator Love, S. B. 960, bill to allow the town of Gastonia to condemn land for cemetery purposes.

Referred to Committee on Propositions and Grievances.

By Senator Love, S. B. 961, bill to extend the corporate limits of the town of Gastonia.

Referred to Committee on Counties, Cities and Towns.

By Senator Long of Person, S. B. 962, bill to confer police powers on deputy sheriffs at Longhurst, Person County, and to protect property and to preserve peace in said village.

Referred to Committee on Judiciary.

By Senator Pharr, S. B. 963, bill to amend section 3890 of the Revisal of 1905, relative to building and loan associations.

Referred to Committee on Judiciary.

By Senator Kluttz, S. R. 964, joint resolutions authorizing the Board of Directors of the North Carolina Soldiers' Home to purchase suits or uniforms of Confederate gray for the old soldiers in the Soldiers' Home.

Referred to Committee on Pensions.

By Senator Jones, S. B. 965, bill to allow the city of Raleigh to lease an auditorium.

Referred to Committee on Counties, Cities and Towns.

By Senator Jones (by request), S. B. 966, bill to incorporate the old North State Colored Christian Conference.

Referred to Committee on Corporations.

By Senator Gay, S. B. 967, bill for the relief of J. D. Barnes, an ex-Confederate soldier.

Referred to Committee on Pensions.

By Senator Gay, S. B. 968, bill to amend section 1967 of the Revisal of 1905, relating to talis jurors.

Referred to Committee on Revisal.

By Senator Gay, S. B. 969, bill to abolish the January term of Superior Court of Northampton County.

Referred to Committee on Judicial Districts.

By Senator Gay, S. B. 970, bill for the relief of C. L. N. Stephenson, an ex-Confederate soldier.

Referred to Committee on Pensions.

By Senator Gay, S. B. 971, bill for the relief of P. D. Murphy, an ex-Confederate soldier.

Referred to Committee on Pensions.

By Senator Gay, S. B. 972, bill for the relief of J. V. Martin, an ex-Confederate soldier.

Referred to Committee on Pensions.

By Senator Pharr, S. B. 973, bill to authorize the Board of Commissioners of Mecklenburg County to change the location of the common jail of said county and issue bonds for the purpose of either repairing the present jail or building a new one.

Referred to Committee on Counties, Cities and Towns.

By Senator Peele, S. B. 974, bill to amend section 2613 of the Revisal of 1905, relating to the operation of freight trains on Sunday.

Referred to Committee on Revisal.

By Senator Tilson, S. B. 975, bill to appoint members of the board of internal improvements for the town of Marshall and to extend their powers.

Referred to Committee on Counties, Cities and Towns.

By Senator Starbuck, S. B. 976, bill to allow the town of Kernersville to issue bonds for improving its streets.

Referred to Judiciary Committee.

By Senator Barringer, S. B. 977, bill to amend section 4223 of The Code.

Referred to Judiciary Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 844, bill to fix the per diem of the Board of Commissioners of Mitchell County, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 1152, S. B. 929. Senator Burton moves that this bill be withdrawn from committee and be placed on its immediate passage.

The motion is adopted.

H. B. 1152, S. B. 929, bill to amend chapter 20, Laws of 1908, relating to the holding of courts in Onslow County.

The bill passes second and third readings and is ordered enrolled.

S. B. 669, bill to incorporate the town of Bostic, in Rutherford County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 394, bill to amend the charter of the town of Bryson City, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham,

Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 529, bill to incorporate the town of Watha, in Pender County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—41.

The bill is ordered sent to the House of Representatives.

S. B. 673, bill to amend the charter of the town of Rowland, in the county of Robeson, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, Mills, McCall, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—41.

The bill is ordered sent to the House of Representatives.

H. B. 685, S. B. 730, bill to amend the charter of the town of Black Mountain, in Buncombe County, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

The bill is ordered enrolled.

H. B. 252, S. B. 342, bill to repeal chapter 487 of the Public Laws of 1907, relative to working of the public roads in Transylvania County, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

The bill is ordered sent to the House for concurrence in substitute.

S. B. 474, bill to amend the graded-school law of Hendersonville, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

The bill is ordered sent to the House of Representatives.

S. B. 636, substitute, bill to incorporate the town of Stantonsburg, in the county of Wilson, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

The bill is ordered sent to the House of Representatives.

H. B. 842, S. B. 781, bill to supplement Smithville Township good roads fund, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

The bill is ordered enrolled.

S. B. 423, bill to incorporate the town of Iron Station, in the county of Lincoln, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

H. B. 191, S. B. 340, bill to incorporate the town of Vaughan, in Warren County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

H. B. 535, S. B. 572, bill to amend chapter 131, Public Laws of 1908, authorizing the commissioners of the county of Lee to issue bonds, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

H. B. 183, S. B. 339, bill to incorporate the town of Ripley, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

H. B. 771, S. B. 725, bill to amend chapter 85, Private Laws of 1901, relative to tax levy for graded schools in Enfield Township, Halifax County, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, West, Wray—42.

Substitute for S. B. 498, bill to establish and provide for the organization of the county of Avery from territory of Mitchell.

Senator Bassett moves that the bill be re-referred to the Committee on Counties, Cities and Towns, and that its hearing by the Senate be made a special order for next Saturday at 12 o'clock.

The motion is adopted.

H. B. 520, S. B. 688, bill to amend section 4498 of the Revisal of 1905, relative to licensing physicians, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 334, bill advising and authorizing the purchase of Ashe's History of North Carolina for rural school libraries, on third reading.

Senator Spence offers the following amendment:

Amend by inserting after the word "available," in line 5, the following words: "for that school district for which said history is purchased."

The amendment is adopted.

Senator Means offers the following amendment:

Amend by inserting in the bill the words "advised and," stricken out on yesterday.

The amendment fails of adoption.

The bill passes third reading and is ordered engrossed and sent to the House of Representatives.

H. B. 705, S. B. 765, bill to incorporate the United Sons of Hyde Lodge, No. 1, Hyde County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 224, bill relating to privileges of persons owning mileage-books, on second reading.

Senator Barham calls for the previous question.

The call is sustained.

On the passage of the bill, on its second reading, Senator Barham calls for the ayes and noes.

The call is sustained.

The roll of Senators is called and the following Senators vote in the affirmative: Senators Barham, Barringer, Blow, Burton, Dawes, Doughton, Fry, Godwin, Hawes, Holden, Johnson, Kluttz, Lockhart, Long of Iredell, Martin, Nimocks, Ormond, Ray, Scott, Shaw, Spense, Wray—22.

The following Senators vote in the negative: Senators Bassett, Britt, Clark, Dockery, Empie, Elliott, Gay, Latham, Lee, Long of Person, Love, Manning, Means, Mills, McCall, Peele, Pharr, Reynolds, Starbuck, Tilson, West—22.

It appearing that the result of the ballot is a tie the President of the Senate votes in the negative, and the bill fails to pass second reading.

PRIVILEGES OF THE FLOOR.

On motion of Senator Barringer, the privileges of the floor are extended to ex-Senator Scales, of Guilford.

On motion of Senator Godwin, the privileges of the floor are extended to ex-Senator Shaw.

On motion of Senator Martin, the privileges of the floor are extended to ex-Senator Chesson, of Washington County.

On motion of Senator Turner, the privileges of the floor are extended to ex-Senator Lambert.

On motion of Senator Means, the privileges of the floor are extended to ex-Senator H. A. London, of Pittsboro.

LEAVES OF ABSENCE.

On motion of Senator Love, leave of absence is granted to Senator Powell until to-morrow.

On motion, the Senate adjourns until to-morrow at 10:30 o'clock.

## THIRTY-NINTH DAY.

SENATE CHAMBER, February 19, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. R. T. Vann, of the Baptist Female University.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

From Committee on Agriculture:

By Senator Doughton, bill to encourage agriculture and home industry, with unfavorable report.

By Senator Doughton, S. B. 481, bill to encourage agriculture and home industry, with unfavorable report.

By Senator Doughton, S. B. 483, bill to encourage agriculture and home industry, with unfavorable report.

By Senator Doughton, S. B. 485, bill to encourage agriculture and home industry, with unfavorable report.

By Senator Hawes, S. B. 484, bill to encourage agriculture and home industry, with unfavorable report.

By Senator Hawes, S. B. 736, bill to encourage agriculture and home industry, with unfavorable report.

By Senator Doughton, S. B. 734, bill to encourage agriculture and home industry, with unfavorable report.

By Senator McCall, H. B. 995, S. B. 944, bill to create a superintendent of agriculture and sanitation for the county of Guilford, with favorable report.

By Senator Tilson, S. B. 952, bill to prevent and punish the sale or offering for sale of adulterated, impure or misbranded agricultural and vegetable seed and those lacking viability, with favorable report.

From Committee on Salaries and Fees:

H. B. 941, S. B. 871, bill to increase the duties and pay of the members of the Board of Commissioners of Haywood County, with favorable report, by Senator Lee, for committee.

H. B. 556, S. B. 823, bill relative to the fees of justices of the peace in Montgomery County, with favorable report.

By Senator Holden, H. B. 328, S. B. 855, bill to regulate the fees of officers of the county of Madison, with favorable report.

From Committee on Fish and Fisheries:

H. B. 368, S. B. 775, bill to protect fish in Swain County, with favorable report.

From Committee on Counties, Cities and Towns:

By Senator Ray, H. B. 240, S. B. 383, bill to appoint the members of the Board of Internal Improvements for the town of Marshall, with favorable report.

By Senator Holden, H. B. 718, S. B. 857, bill to create a new township in Nash County, with favorable report.

By Senator Holden, H. B. 720, S. B. 858, bill to change the boundary lines between Nashville and Castalia townships, in Nash County, with favorable report.

From Committee on Insurance:

S. B. 363, bill to require fire and casualty companies to deposit certain amounts in cash or securities with the Insurance Commissioner in the State of North Carolina.

The committee reports a substitute and recommends the passage of the substitute.

From Committee on Railroads:

By Senator Ormond, S. B. 757, bill to charter the Aberdeen and Asheboro Railroad Company, with favorable report.

From Judiciary Committee:

S. B. 116, bill denouncing conduct within the State of North Carolina which interferes with trade and commerce.

The committee reports a substitute and recommends the passage of the substitute.

Senator Ormond gives notice that a minority report will be filed, recommending that the bill do pass.

Senator Travis moves that the bill, substitute, and minority report be printed. It is so ordered.

S. B. 845, bill to authorize the town of Greenville to fund its floating debt, and issue interest-bearing securities therefor, with favorable report.

By Senator Nimocks, S. B. 927, bill to authorize the Board of Commissioners of Richmond County to issue bonds, with favorable report.

By Senator Nimocks, S. B. 962, bill to confer police powers on deputy sheriffs at Longhurst, Person County, and to protect property and preserve the peace of said village, with favorable report.

By Senator Nimocks, H. B. 406, S. B. 467, bill to enable the town of Sanford, Lee County, to issue bonds, and levy a tax to meet the same and to submit the question to the qualified voters of said town, with favorable report.

From Committee on Revisal:

By Senator Barham, H. B. 735, S. B. 724, bill to enable the city of Charlotte to fund its floating indebtedness for necessary expenses and to authorize the city to levy a tax to meet the payment of the same, with favorable report.

By Senator Travis, H. B. 591, S. B. 821, bill to amend section 4969 of the Revisal of 1905, in reference to the rates of pilotage in Old Topsail Inlet, with favorable report.

By Senator Barringer, S. B. 852, bill to re-establish the office of Treasurer of Wilkes County, with favorable report.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and

they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 259, an act to authorize the Board of County Commissioners of Macon County to donate a certain plat of ground to establish a Confederate monument thereon.

Substitute for S. B. 334, an act authorizing the purchase of Ashe's History of North Carolina for the rural school libraries.

Senator Nimocks asks permission to withdraw S. B. 530, bill to provide for the better working and maintenance of the public roads of Cumberland County, and to file a substitute.

Permission is given, without objection.

On motion of Senator Pharr, H. B. 194, S. B. 540, bill to incorporate the Asheville and East Tennessee Railroad Company, is taken from the table and referred to Committee on Railroads.

On motion of Senator Clark, S. B. 390, bill authorizing the payment of deposits made in trust and for the relief of persons for whom such deposits are made, is taken from the table and referred to Committee on Banks and Currency.

Senator Fry asks permission to withdraw from the consideration of the Senate, S. B. 39, bill relating to a supernumerary judge.

Permission is granted accordingly.

### PETITIONS.

Petitions are granted and disposed of as follows:

By Senator Holden, petition to aid the Louisburg Normal and Industrial Training School.

Referred to Committee on Education.

### MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency, the Governor, transmitting a special communication from the Board of Internal Improvements.

Referred to Committee on Insane Asylums.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 924, S. B. 978, bill to authorize the commissioners of Scotland County to issue bonds to build public roads, if voted for by the qualified voters of the townships.

Referred to Committee on Judiciary.

H. B. 926, S. B. 979, bill to establish a graded school in the town of Marshville.

Referred to Committee on Education.

H. B. 927, S. B. 980, bill to incorporate the town of Icemorlee, in Union County.

Referred to Committee on Counties, Cities and Towns.

H. B. 942, S. B. 981, bill establishing a graded school in Pidgeon Township, Haywood County.

Referred to Committee on Education.

H. B. 955, S. B. 982, bill to incorporate the town of Glenwood, in McDowell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 958, S. B. 983, bill to amend the charter of Richfield, North Carolina, Stanly County.

Referred to Committee on Counties, Cities and Towns.

H. B. 960, S. B. 984, bill to amend chapter 432, Private Laws 1901, and chapter 16, Private Laws 1903, and to authorize the city of Charlotte to levy a special tax for the support of the Carnegie Public Library.

Placed on the Calendar.

H. B. 976, S. B. 985, bill to amend chapter 482, Private Laws 1907, to amend the charter of the town of Carthage.

Referred to Committee on Counties, Cities and Towns.

H. B. 1033, S. B. 986, bill to provide a system of constructing and keeping in repair the public roads of Montgomery County.

Referred to Committee on Public Roads.

H. B. 1051, S. B. 987, bill to allow the town commissioners of Hendersonville to levy a special tax.

Referred to Committee on Education.

H. B. 1078, S. B. 635, bill to allow the town of East Spencer to issue bonds. (For concurrence in House amendment.)

Placed on the Calendar.

H. B. 1089, S. B. 988, bill to amend chapter 37 of the Private Laws of 1905, amending the charter of the town of Spencer.

Referred to Committee on Counties, Cities and Towns.

H. B. 1090, S. B. 989, bill to authorize the board of aldermen of the town of Spencer to issue bonds in the sum of $50,000 for the construction or for the purchase of a waterworks system.

Referred to Committee on Judiciary.

H. B. 1107, S. B. 990, bill to improve the public roads in certain townships in Brunswick County.

Referred to Committee on Public Roads.

H. B. 1170, S. B. 991, bill to provide for a system of permanent road-building in Granville County, and to authorize the board of commissioners of Granville County to issue bonds, and for other purposes.

Referred to Committee on Public Roads.

H. B. 877, S. B. 992, bill to authorize the board of aldermen of the city of Salisbury to issue mortgage bonds on the waterworks plant of said city, with the approval of the board of water commissioners of the city of Salisbury.

Referred to Committee on Counties, Cities and Towns.

H. B. 881, S. B. 993, bill to change the name of the town of Scotland Village, of Scotland County, to East Laurinburg, and amend the charter thereof.

Referred to Committee on Counties, Cities and Towns.

H. B. 238, S. B. 994, bill to amend chapter 82 of the Public Laws of 1907, in reference to a bond issue for the county of New Hanover.

Referred to Committee on Judiciary.

H. B. 470, S. B. 458, bill to authorize the commissioners of Ashe County to sell the present farm and home for the aged and infirm and purchase another. (For concurrence.)

Referred to Committee on Counties, Cities and Towns.

H. B. 698, S. B. 995, bill to authorize the town of Forest City, in Rutherford County, to issue bonds for waterworks, etc.

Referred to Committee on Judiciary.

H. B. 722, S. B. 996, bill to improve the roads of the county of Henderson.

Placed on the Calendar.

Senator Ray moves that the bill do lie on the table, and motion is adopted.

H. B. 809, S. B. 997, bill to amend the charter of the town of Hertford.

Referred to Committee on Counties, Cities and Towns.

H. B. 841, S. B. 998, bill to authorize Brunswick County to levy a special tax.

Referred to Committee on Judiciary.

H. B. 861, S. B. 999, bill for the working of public roads of Graham County.

Referred to Committee on Public Roads.

Substitute for H. B. 865, S. B. 1000, bill to amend the charter of the town of Mount Airy.

Referred to Committee on Counties, Cities and Towns.

H. B. 613, S. B. 1001, bill to protect game in Pamlico County.

Referred to Committee on Game Laws.

H. B. 1149, S. B. 1002, bill for the better working of the public roads in Currituck County.

Referred to Committee on Public Roads.

H. B. 1262, S. B. 1016, bill to allow the city of Raleigh to lease a public auditorium.

Referred to Committee on Judiciary.

H. B. 859, S. B. 107, bill to protect game and fish in Polk County.

Referred to Committee on Game Laws.

H. B. 575, S. B. 1018, bill to prevent killing of squirrels in Edgecombe and Nash counties.

Referred to Committee on Game Laws.

H. B. 633, S. B. 1019, bill for the relief of H. C. Kearney, Sheriff of Franklin County.

Referred to Committee on Propositions and Grievances.

H. R. 643, S. R. 1020, resolution to pay Miss A. V. Morrell for services as stenographer to Committee on Privileges and Elections.

Referred to Committee on Salaries and Fees.

H. B. 682, S. B. 1021, bill for the relief of A. M. Hicks, of Mitchell County.

Referred to Committee on Propositions and Grievances.

H. B. 730, S. B. 1022, bill for the correction of errors in settling the accounts of defaulting officials of Camden and Pasquotank counties.

Referred to Committee on Counties, Cities and Towns.

H. B. 781, S. B. 1023, bill to protect the roads and bridges in Clay County.

Referred to Committee on Counties, Cities and Towns.

H. B. 866, S. B. 1024, bill for the relief of J. C. Cormick, tax collector for the town of Mount Airy.

Referred to Committee on Propositions and Grievances.

H. B. 921, S. B. 1025, bill to provide for a court stenographer for Wilkes County.

Referred to Committee on Judiciary.

H. B. 1148, S. B. 1026, bill to authorize the County Board of Education of Haywood County to sell certain school property in said county.

Referred to Committee on Judiciary.

H. B. 1095, S. B. 1027, bill to enlarge School District No. 3, Laurel Hill Township, Moore County.

Referred to Committee on Education.

H. B. 797, S. B. 1028, bill to amend Public Laws of 1907, chapter 111, relating to hunting and killing squirrels in Lenoir County.

Referred to Committee on Game Laws.

H. B. 1184, S. B. 1029, bill to amend chapter 556, Public Laws of 1907, relating to stock law in Madison County.

Placed on the Calendar.

H. B. 683, S. B. 1030, bill relative to hunting in Wake County.

Referred to Committee on Game Laws.

H. B. 1268, S. B. 1031, bill to confer criminal jurisdiction upon the first of March Term of the Superior Court.

Placed on the Calendar.

H. B. 893, S. B. 1033, bill to incorporate the town of Nebo, in McDowell County.

Referred to Committee on Counties, Cities and Towns.

Substitute for H. B. 916, S. B. 1034, bill to authorize the merger of a railroad company, to be organized in Ashe and Alleghany counties, with the Virginia Southern Railroad Company.

Referred to Committee on Railroads.

H. B. 713, S. B. 1035, bill to create a permanent sinking fund committee for Cumberland County, and to specify its duties.

Referred to Committee on Counties, Cities and Towns.

H. B. 988, S. B. 1036, bill authorizing the commissioners of Caldwell County to establish a chaingang.

Placed on the Calendar.

H. B. 1104, S. B. 1037, bill to amend Public Laws 1895, chapter 138, by striking out the word "Granville" so as to restore Granville County to the list of counties in which the sheriff is required to settle State taxes by the second Monday in January in each year.

Referred to Committee on Judiciary.

H. B. 917, S. B. 1038, bill to prohibit the sale or other dispensation for profit, wine, cider or other intoxicant within four miles of Elkton schoolhouse, in district No. 4, for the white race, in White's Creek Township, Bladen County.

Referred to Committee on Propositions and Grievances.

H. B. 949, S. B. 1039, bill to prevent the killing or capturing of quail or squirrel in Caldwell County.

Referred to Committee on Game Laws.

H. B. 1176, S. B. 1040, bill to protect game in Wake County.

Referred to Committee on Game Laws.

H. B. 1260, S. B. 806, bill to prevent the destruction of quail or partridges in Cabarrus County until December 15, 1911. (For concurrence in House amendment.)

Placed on the Calendar.

H. B. 992, S. B. 1041, bill amending chapter 66, section 2786, of the Revisal of 1905, relative to fixing the per diem of the Board of Education of Guilford County.

Referred to Committee on Education.

H. B. 773, S. B. 1042, bill to protect game in Yadkin County.

Referred to Committee on Game Laws.

H. B. 656, S. B. 1043, bill to protect quail in McDowell County.

Referred to Committee on Game Laws.

H. B. 919, S. B. 1044, bill to amend chapter 140 of Private Laws of 1907, authorizing the establishing of graded schools in Elizabeth City.

Referred to Committee on Education.

H. B. 918, S. B. 1045, bill to authorize the board of graded-school trustees of the town of Elizabeth City to sell certain property.

Referred to Committee on Education.

H. B. 814, S. B. 1046, bill to protect game in Craven County.

Referred to Committee on Game Laws.

H. B. 1147, S. B. 1047, bill to amend chapter 272, Private Laws of 1907, relative to improvement of the graded schools in the town of Waynesville.

Referred to Committee on Education.

H. B. 952, S. B. 1048, bill to establish the Eden Colony Graded-school District.

Referred to Committee on Education.

H. B. 768, S. B. 1049, bill to protect game in Vance County.

Referred to Committee on Game Laws.

H. B. 1047, S. B. 1050, bill to provide a method to condemn lands to be used in the operation of mills.

H. B. 389, S. B. 1051, bill to regulate hunting in Sylva Township, Jackson County.

Referred to Committee on Game Laws.

H. B. 1138, S. B. 1052, bill for the relief of the commissioners of the town of Belmont, Gaston County, North Carolina.

On motion of Senator Love, bill is placed on its several readings.

The bill passes its several readings and is ordered enrolled.

H. B. 979, S. B. 1053, bill to amend chapter 213 of the Public Laws of 1905, to compel attendance of Indians at school.

Referred to Committee on Education.

H. B. 661, S. B. 1054, bill to protect game birds and other game in Davie County.

Referred to Committee on Game Laws.

H. B. 931, S. B. 1055, bill relative to hunting wild animals on Bogue Banks, in Carteret County.

Referred to Committee on Game Laws.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Bassett, S. B. 1003, bill to authorize the Board of Trustees of the Tarboro Academy and the Board of Commissioners of Tarboro to change sites for the academy.

Referred to Committee on Judiciary.

By Senator Gay, S. B. 1004, bill to amend section 367 of the Revisal of 1905, relative to actions by and against executors, administrators, etc.

Referred to Committee on Revisal.

By Senator Barringer, S. B. 1005, bill to allow the town of Kernersville to issue bonds to improve its streets.

Referred to Committee on Judiciary.

By Senator Johnson, S. B. 1006, bill to fund the floating debt of Elizabeth City.

Referred to Judiciary Committee.

By Senator Nimocks, S. B. 1007, bill to amend chapter 258 of the Public Laws of 1905, which relates to working of the public roads of Cumberland County.

Placed on the Calendar.

By Senator Elliott, S. B. 1008, bill to protect game in Catawba County.

Referred to Committee on Game Laws.

By Senator Pharr, S. B. 1009, bill to provide for the maintenance of the North Carolina Room in the Confederate Museum in Richmond, Virginia.

Referred to Committee on Appropriations.

By Senator Pharr, S. B. 1010, bill to define the residence of a corporation.

Referred to Judiciary Committee.

By Senator Pharr, S. R. 1011, resolution by the General Assembly of North Carolina relative to freight rates.

Referred to Committee on Railroads.

By Senator Love, S. B. 1012, bill to amend the charter of the town of Gastonia.

Referred to Committee on Counties, Cities and Towns.

By Senator Burton, S. B. 1015, bill establishing the true boundary line between Pender and Onslow counties, and between Duplin and Onslow counties.

Referred to Committee on Counties, Cities and Towns.

By Senator Pharr, S. B. 1014, bill to authorize the Board of Commissioners of Mecklenburg County to build macadam roads within the limits of the incorporated towns.

Placed on the Calendar.

By Senator Gay, S. B. 1015, bill to provide for working of the public roads of Northampton County, and to levy a special tax therefor, and to repeal chapter 538 of the Public Laws of 1903.

Placed on the Calendar.

By Senator Empie, S. B. 1032, bill to regulate the catching of clams in Brunswick, Pender and New Hanover counties.

Referred to Committee on Shellfish.

By Senator Tilson, S. B. 1056, bill to validate a certain school-tax election and to appropriate certain money to the school fund in School District No. 1, Madison County.

Referred to Committee on Education.

By Senator Long of Person, S. B. 1057, bill to regulate the approval and safekeeping of securities deposited under section 4780 of the Revisal of 1905.

Referred to Committee on Revisal.

By Senator Long of Person, S. B. 1058, bill to validate certain deeds and conveyances of corporations prior to January 1, 1900.

Referred to Judiciary Committee.

By Senator Long of Person, S. B. 1059, bill to equalize tax assessments.

Referred to Committee on Finance.

By Senator Long of Person, S. B. 1060, bill to change the time of holding Superior Courts in Person and Orange counties.

Referred to Committee on Judicial Districts.

By Senator Manning, S. B. 1061, bill regulating the pay of certain witnesses in criminal actions in Durham County.

Referred to Committee on Salaries and Fees.

By Senator Turner, S. B. 1062, bill to establish a new school district in Harnett and Johnston counties.

By Senator Godwin (by request), S. B. 1063, bill to regulate the fishing in Albemarle Sound.

Referred to Committee on Fish and Fisheries.

By Senator Travis, S. B. 1064, bill to authorize the commissioners of Halifax County to issue bonds to build a new courthouse.

Referred to Committee on Counties, Cities and Towns.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 693, S. B. 776, an act to establish graded schools in the town of Elkin.

H. B. 685, S. B. 730, an act to amend the statutes that constitute the charter of the town of Black Mountain, Buncombe County.

H. B. 842, S. B. 781, an act to supplement Smithville Township good roads fund.

H. B. 681, S. B. 682, an act to authorize the commissioners of Carteret County to build bridges and to issue bonds and levy a special tax for the same.

H. B. 520, S. B. 688, an act to amend section 4496 of the Revisal of 1905, relating to the licensing of physicians.

H. B. 703, S. B. 680, an act to allow the citizens of Brevard to vote for bonds to purchase a watershed, and for other purposes.

H. B. 1152, S. B. 929, an act to amend chapter 20, Laws of 1908, relating to the holding of courts of Onslow County.

H. B. 617, S. B. 676, an act to levy a special tax for public roads in Mitchell County, and for other purposes.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 313, S. B. 561, bill to regulate the compensation of the Board of Commissioners of Robeson County, for concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 760, bill to amend chapter 28, section 1506, of the Revisal of 1905, relating to the Superior Courts of Johnston County, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

S. B. 715, bill to amend chapter 623, Public Laws of 1907, relating to the sale of merchandise in bulk, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 494, S. B. 769, bill amending the road law for McDowell County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

S. B. 551, bill to fix the salaries of the officers of Rockingham County and to increase the school fund.

On motion of Senator Holden, the bill is referred to Committee on Salaries and Fees.

H. B. 976, S. B. 985, bill to amend the charter of the town of Carthage, chapter 482, Private Laws of 1907, on second reading.

Senator Peele moves that the bill do lie on the table.

The motion is adopted.

S. B. 133, bill to establish within the city of Hickory a special court to be called the Police Court, and to prescribe the jurisdiction thereof.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 183, S. B. 339, bill to incorporate the town of Ripley, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—38.

The bill is ordered enrolled.

H. B. 191, S. B. 340, bill to incorporate the town of Vaughan, in Warren County, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—38.

The bill is ordered sent to the House of Representatives for concurrence.

S. B. 423, bill to incorporate the town of Iron Station, in Lincoln County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Lockhart, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

H. B. 771, S. B. 725, bill to amend chapter 85, Private Laws of 1901, relative to tax levy for graded school in Enfield Township, in Halifax County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham,

Lee, Long of Person, Lockhart, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 535, S. B. 572, bill to amend chapter 131, Public Laws of 1908, authorizing the commissioners of Lee County to issue bonds, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Lockhart, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 735, S. B. 724, bill to enable the city of Charlotte to fund its floating indebtedness, provide for the payment of future indebtedness for necessary expenses, and to authorize the city to levy taxes to meet the payment of same, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Lockhart, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

H. B. 406, S. B. 467, bill to enable the town of Sanford, Lee County, to issue bonds to fund its indebtedness and to authorize the town to levy taxes to meet same, to submit to the qualified voters of said town of Sanford the question of issuing twenty-five thousand dollars in sewerage bonds, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

S. B. 757, bill to amend the charter of the Aberdeen and Asheboro Railroad Company, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

S. B. 927, bill to authorize the Board of Commissioners of Richmond County to issue bonds, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

S. B. 845, bill to authorize the town of Greenville to fund its floating debt, and to issue interest-bearing securities therefor, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—40.

S. B. 116, bill denouncing conduct within the State of North Carolina which interferes with trade and commerce.

Senator Lockhart files a minority report, and moves that the bill be made a special order for Tuesday next, after the expiration of the morning hour.

The motion is adopted.

Senator Long moves that the bill known as the "Architecture Bill," be made a special order for next Wednesday.

The motion is adopted.

H. B. 382, S. B. 348, bill to amend chapter 987 of the Laws of 1907, relative to the boundary line between Wilkes and Ashe counties.

The bill passes second and third readings and ordered enrolled.

H. B. 302, S. B. 354, bill to direct the County Commissioners of Harnett County to publish a statement of the expenses of said county, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 402, bill to amend section 2466 of the Revisal of 1905, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. R. 175, S. R. 409, joint resolution to memorialize the United States Congress to aid in the construction of the post roads and highways of North Carolina, on second reading.

The amendment reported by the committee is adopted.

Senator Peele offers the following amendment:

Insert "aiding in" before word "improving," in line 3 of the committee amendment.

The amendment fails to pass.

On the passage of the bill, on second reading, Senator Lockhart calls for the ayes and noes:

The call is sustained.

The bill passes second reading, ayes 23, noes 18, as follows:

Those voting in the affirmative are: Senators Barringer, Britt, Clark, Doughton, Empie, Fry, Godwin, Hawes, Johnson, Jones, Kluttz, Lee, Long of Person, Means, McCall, Peele, Reynolds, Sherrill, Starbuck, Tilson Turner, West, Wray—23.

Those voting in the negative are: Senators Barham, Bassett, Blow, Dockery, Elliott, Gay, Holden, Latham, Lockhart, Long of Iredell, Manning, Mills, Nimocks, Ormond, Pharr, Ray, Spence, Travis—18.

S. B. 918, bill to amend section 2, chapter 994, Public Laws of 1907, relating to the salary of bank examiners, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 211, S. B. 513, bill to facilitate the release of mortgages and deeds of trust, on second reading.

The amendment reported by the committee is adopted.

The bill passes second and third readings and is ordered engrossed and sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1078, S. B. 635, bill to allow the town of East Spencer to issue bonds, for concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 591, bill to confer certain powers on the directors of State institutions in regard to land, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 615, bill to amend section 3662 of the Revisal, relative to escapes.

On motion of Senator Nimocks, the bill is referred to Committee on Judiciary.

S. B. 616, bill to amend section 3657 of the Revisal of 1905, relating to escapes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 621, bill to prevent frauds upon merchants and traders, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 694, bill to amend the charter of the Firemen's Mutual Fire Insurance Association of North Carolina, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 795, bill to amend chapter 77, section 3073, of the Revisal of

1905, relative to weights and measures in Sampson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 505, S. B. 814, bill to build bridges in Madison County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 702, bill to prescribe the method of drawing jurors in New Hanover County, and the qualifications of said jurors, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 969, S. B. 887, bill to amend section 1319 of the Revisal of 1905, relating to commissioners and justices of the peace of Montgomery County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 634, S. B. 883, bill to amend section 2681 of the Revisal of 1905, relating to the road law, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading.

S. B. 704, bill to facilitate the registration of contracts made by corporations, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 179, S. B. 753, bill for the separation of white and colored prisoners in the State Penitentiary, county jail and convict camps, on second reading.

The bill passes second reading.

S. B. 907, bill to make the giving of worthless checks, drafts or orders *prima facie* evidence of intent to cheat and defraud, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1007, bill to amend chapter 258 of the Public Laws of 1905, which relates to the public roads of Cumberland County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 988, S. B. 1036, bill to authorize the commissioners of Caldwell County to establish a chaingang, on second reading.

The bill passes second and third readings and is ordered enrolled.

Substitute for H. B. 328, S. B. 355, bill to regulate the fees of officers of the county of Madison, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1268, S. B. 1031, bill to confer criminal jurisdiction upon the first March Term of the Superior Court of the county of Nash, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 240, S. B. 283, bill to appoint the members of the board of internal improvements for the town of Marshall, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 995, S. B. 944, bill to create a superintendent of agriculture and sanitation for the county of Guilford, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 661, bill to provide for a chemical examination in cases of suspected poisoning, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 975, bill to appoint members of the board of improvements for the town of Marshall and to extend their authority.

On motion, Senator Tilson is given permission to withdraw this bill from the consideration of the Senate.

H. B. 720, S. B. 858, bill to change the boundary lines between Nashville and Castalia townships, in Nash County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 962, bill to confer police powers on deputy sheriffs at Longhurst, Person County, and to protect property and preserve the peace of said village, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 591, S. B. 821, bill to amend section 4969 of the Revisal of 1905, in reference to the rates of pilotage in Old Topsail Inlet, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 368, S. B. 775, bill to protect fish in Swain County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 556, S. B. 823, bill relative to fees of justices of the peace in Montgomery County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 718, S. B. 857, bill to create a new township in Nash County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 941, S. B. 871, bill to increase the duties and pay of the members of the Board of Commissioners of Haywood County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1184, S. B. 1029, bill to amend chapter 556, Public Laws of 1907, relating to the stock law in Madison County, on second reading.

The bill passes second and third readings and is ordered enrolled.

PRIVILEGES OF THE FLOOR.

On motion of Senator Britt, the privileges of the floor are extended to Dr. Baird, of Buncombe.

On motion of Senator Barringer, the privileges of the floor are extended to Hon. M. H. Holt, of Guilford.

On motion of Senator Means, the privileges of the floor are extended to ex-Senator Hartsell.

On motion of Senator Ormond, the privileges of the floor are extended to Hon. T. D. Warren, of Jones County.

LEAVES OF ABSENCE.

On motion of Senator Nimocks, leave of absence is granted to Senator Shaw.

On motion, leave of absence is granted to Senator Turner.

On motion of Senator Pharr, leave of absence is granted to Senator Blow until Monday.

On motion of Senator Blow, leave of absence is granted to Senator Barringer until Wednesday.

On motion of Senator Barham, the Senate adjourns until to-morrow at 10:30 o'clock.

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## FORTIETH DAY.

SENATE CHAMBER, February 20, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. White, of this city.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Kluttz, H. B. 700, S. B. 681, bill to amend the charter of the town of Morganton, with favorable report.

By Senator Kluttz, H. B. 641, S. B. 686, bill to allow Beaufort County to issue bonds to build roads and bridges, with favorable report.

By Senator Kluttz, S. B. 718, bill to authorize the County Commissioners of Washington County to issue bonds and levy a special tax and to order an election to determine where the county-seat of Washington County shall be located, with unfavorable report.

By Senator Peele, H. B. 881, S. B. 993, bill to change the name of the town of Scotland Village, in Scotland County, to East Laurinburg, and to amend the charter thereof, with favorable report.

By Senator Ray, S. B. 1064, bill to authorize the commissioners of Halifax County to issue bonds to build a new courthouse, with favorable report.

By Senator Bassett, S. B. 956, bill to amend the charter of Bessemer City.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Finance:

By Senator Bassett, S. B. 607, bill to make a uniform tax receipt, with unfavorable report.

From Committee on Insurance:

By Senator Britt, S. B. 764, bill to protect the holders of accident insurance policies.

The committee reports a substitute and recommends passage of the substitute.

From Judiciary Committee:

By Senator Pharr, S. B. 748, bill regarding corporations, with favorable report.

By Senator Starbuck, H. B. 592, S. B. 810, bill to authorize the commissioners of Haywood County to issue bonds for the purpose of building bridges and for other purposes, with favorable report.

By Senator Starbuck, S. B. 580, bill to expedite the trial of cases, both civil and criminal, and to regulate the challenges of jurors in the courts of this State, with favorable report.

By Senator Starbuck, H. B. 690, S. B. 832, bill to repeal chapter 552, Public Laws of 1907, relating to the duties of the Clerk of the Superior Court of Yancey County, with favorable report.

By Senator Starbuck, S. B. 976, bill to allow the town of Kernersville to issue bonds for the purpose of improving the streets, with favorable report.

By Senator Ormond, H. B. 813, S. B. 869, bill to authorize the city of New Bern and the county of Craven to appropriate money out of the treasuries of the county and city to commemorate the bicentennial of the founding of said city, with favorable report.

By Senator Ormond, S. B. 785, bill to provide for the punishment of safe-crackers.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

S. B. 179, bill to repeal sections 2767 and 2768 of the Revisal of 1905, and insert other sections in lieu thereof, relating to the salaries of solicitors of the judicial districts.

The committee reports a substitute and recommend passage of the substitute.

By Senator Ormond, S. B. 498, bill to establish and provide for the organization of the county of Avery from the territory of the counties of Watauga and Mitchell.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Nimocks, S. B. 652, bill to require the clerks of the Superior Courts and the registers of deeds and sheriffs of the counties of the State to publish annually a statement of the fees received by virtue of their offices, with favorable report.

By Senator Nimocks, S. B. 619, bill to require express companies to make prompt settlements of cash-on-delivery shipments.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Nimocks, H. B. 644, S. B. 905, bill to allow the Board of Commissioners of Wilkes County to pay for making court dockets for judge and bar, with unfavorable report.

By Senator Gay, H. B. 612, S. B. 836, bill to validate certain acts of a justice of the peace of Bertie County, with favorable report.

By Senator Gay, S. B. 838, bill concerning the holding of court of Lee County, with favorable report.

By Senator Gay, S. B. 872, S. B. 893, bill to appoint J. H. Nowell a justice of the peace for Windsor Township, Bertie County, and allow him to practice law, with favorable report.

From Committee on Public Roads:

By Senator Clark, S. B. 589, bill to alter the public road in Wilkes County, known as the Phillips Gap Road, with favorable report.

By Senator Dawes, H. B. 1149, S. B. 1002, bill for the better working of the public roads in Currituck County, with favorable report.

From Committee on Revisal:

By Senator Spence, S. B. 974, bill to amend chapter 2613 of the Revisal of 1905, relating to the operation of freight trains on Sunday, with favorable report.

From Committee on Propositions and Grievances:

H. B. 638, S. B. 872, bill to prevent public drunkenness in Buncombe County, with favorable report.

By Senator Nimocks, H. B. 892, S. B. 890, bill to repeal chapter 689 of the Public Laws of 1899 and chapter 748 of the Public Laws of 1903, relating to the stock-law territory in No. 7 Township, Craven County, with favorable report.

By Senator Nimocks, H. B. 611, S. B. 936, bill to empower the sheriff of Madison County to collect arrears of taxes, with favorable report.

By Senator Nimocks, H. B. 574, S. B. 937, bill to prohibit sawdust being thrown into the streams of Buncombe County, with favorable report.

By Senator Nimocks, H. B. 728, S. B. 882, bill to appoint a cotton-weigher for Red Springs Township and to provide for his election, with favorable report.

By Senator Nimocks, H. B. 721, S. B. 885, bill to prevent sawdust being thrown into Sawyer's Creek, and fishing in Graham County, with favorable report.

By Senator Nimocks, H. B. 796, S. B. 879, bill to regulate stock in stock-law territory, with favorable report.

By Senator Nimocks, H. B. 726, S. B. 883, bill for the relief of the Sheriff and Treasurer of Moore County, with favorable report.

By Senator Nimocks, H. B. 776, S. B. 895, bill to prevent horses and mules from running at large in Pitt County, with favorable report.

By Senator Nimocks, H. B. 734, S. B. 875, bill for the relief of surveyors in Scotland and Anson counties, with favorable report.

By Senator Nimocks, H. B. 712, S. B. 859, bill to allow D. R.

Noland, ex-Sheriff of Haywood County, to collect back taxes, with favorable report.

By Senator Nimocks, H. B. 692, S. B. 899, bill to appoint a cotton-weigher for Smithfield, Johnston County, with favorable report.

By Senator Nimocks, H. B. 1168, S. B. 949, bill to prevent the obstruction of Nat Moore Creek, in French's Creek Township, Bladen County, with favorable report.

H. B. 857, S. B. 822, bill to prevent depredations by mischievous live stock in Tyrrell County, with favorable report.

By Senator Nimocks, H. B. 795, S. B. 896, bill to provide for the election of cotton-weighers for Union County, with favorable report.

By Senator Nimocks, H. B. 782, S. B. 881, bill to empower the County Commissioners of Yancey County to sell the present county home and change the site, with favorable report.

H. B. 586, S. B. 938, bill to authorize and empower the bondsmen of W. B. Cooper, ex-Sheriff, to collect the unpaid taxes charged to said officer, with favorable report.

H. B. 691, S. B. 817, bill to prohibit drunkenness in Yancey County, with favorable report.

H. B. 1155, S. B. 942, bill to authorize building a stock-law fence in Lillington and Stuart's Creek townships, Harnett County, with favorable report.

S. B. 752, bill to prohibit the manufacture and sale of intoxicating liquors in certain localities, with favorable report.

By Senator Nimocks, S. B. 960, bill to allow the town of Gastonia to condemn land for cemetery purposes, with favorable report.

From Committee on Propositions and Grievances:

By Senator Nimocks, H. B. 832, S. B. 876, bill to release a certain part of McDowell County from the stock law, with favorable report.

By Senator Fry, H. B. 1045, S. B. 947, bill for the relief of the ex-Sheriff of Cleveland County, with favorable report.

By Senator Fry, H. B. 805, S. B. 891, bill for the relief of J. M. Davis, ex-Sheriff of Surry County, with favorable report.

By Senator Fry, H. B. 1109, S. B. 948, bill to encourage the destruction of hawks and owls, with favorable report.

By Senator Fry, H. B. 675, S. B. 900, bill to prevent posting bills, cards or other advertising matter in Elizabeth City, N. C., with unfavorable report.

H. B. 593, S. B. 820, bill for the relief of Theo. N. Bates, ex-Sheriff and Tax Collector of Cherokee County, for the collection of taxes for 1905, 1906, 1907 and 1908, with favorable report.

By Senator Spence, H. B. 938, S. B. 70, bill to appoint a finance committee for Polk County, with favorable report.

By Senator Nimocks, H. B. 619, S. B. 863, bill to prevent the dumping of sawdust into the streams of Jackson County, with favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Powell, S. B. 1066, bill relating to erection of a monument to memory of Confederate soldiers in Henderson, N. C.

Referred to Committee on Pensions and Soldiers' Home.

By Senator Elliott, S. B. 1067, bill to secure reasonable compensation to the State for the vacant lands and to prohibit the entry and the grant of lands that are not vacant.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 1068, bill to appoint a justice of the peace for the county of Catawba.

Referred to Committee on Justices of the Peace.

By Senator Doughton, S. B. 1070, bill to amend chapter 55 of the Revisal of 1905, prescribing the duties and powers of notaries.

Referred to Committee on Revisal.

By Senator Travis, S. B. 1069, bill to amend and re-enact chapter 344 of the Private Laws of 1899, incorporating Salisbury and Fayetteville Coast Line Railway Company.

Referred to Committee on Corporations.

By Senator Love, S. B. 1071, bill to establish and maintain a Graded-school District, including the town of Bessemer City, in Gaston County.

Referred to Committee on Education.

By Senator Peele, S. B. 1072, bill to provide for collecting of taxes after levy on real estate.

Referred to Committee on Judiciary.

By Senator Kluttz, S. B. 1073, bill to prohibit the sale of certain narcotics to habitues, and to repeal a clause of chapter 77, Acts of 1907.

Referred to Judiciary Committee.

By Senator Love, S. B. 1074, bill to authorize the commissioners of Gaston County to issue bonds to defray the expenses of the erection of a courthouse and jail, and for the purchase of a site.

Referred to Committee on Counties, Cities and Towns.

By Senator Ray, S. B. 1075, bill to authorize the Domestic Trust and Bonding Company to make their own bonds.

Referred to Judiciary Committee.

By Senator Doughton, S. B. 1076, bill for the removal of the county site of Mitchell County to a geographical center of said county and to provide for the erection of the new courthouse and other buildings and for other purposes.

Referred to Committee on Counties, Cities and Towns.

By Senator Clark, S. B. 1077, bill to regulate trapping in Colly Township, in Bladen County.

Placed on the Calendar.

By Senator Clark, S. B. 1078, bill to improve the public roads of Colly Township, in Bladen County.

Placed on the Calendar.

By Senator Elliott, S. B. 1095, bill to provide for a uniform ballot for general elections, known as the Australian ballot.

Referred to Judiciary Committee.

By Senator Pharr, S. B. 1096, bill for the relief of the County Commissioners of Mecklenburg County.

Referred to Judiciary Committee.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 535, S. B. 572, an act to amend chapter 131, Public Laws of 1908, authorizing the commissioners of Lee County to issue bonds.

H. B. 183, S. B. 339, an act to incorporate the town of Ripley.

H. B. 771, S. B. 725, an act to amend chapter 85 of the Private Laws of North Carolina of 1901, entitled "An act to establish graded schools in the town of Enfield."

H. B. 1062, S. B. 628, an act to incorporate Louisburg Female College.

H B. 382, S. B. 348, an act to amend chapter 987 of the Public Laws of 1907, relative to the boundary line between Wilkes and Ashe counties.

H. B. 302, S. B. 354, an act to direct the County Commissioners of Harnett County to publish a statement of the expenses of the county.

H. B. 556, S. B. 823, an act relative to fees of justices of the peace in Montgomery County.

H. B. 720, S. B. 858, an act to change the boundary line between Nashville and Castalia townships, in Nash County.

H. B. 240, S. B. 383, an act to appoint the members of the board of internal improvements for the town of Marshall and extend their authority.

H. B. 969, S. B. 887, an act to amend section 1319 of the Revisal of 1905, relative to commissioners and justices of the peace of Montgomery County.

H. B. 1184, S. B. 1029, an act to amend chapter 556, Public Laws 1907, relating to stock law in Madison County.

H. B. 941, S. B. 871, an act to increase the duties and pay of the members of the Board of Commissioners of Haywood County.

H. B. 639, S. B. 782, an act authorizing the Board of Trustees of Mount Holly Graded-school District to issue bonds for the purpose of erecting and equipping a graded-school building at Mount Holly, North Carolina.

H. B. 1023, S. B. 549, an act relating to Tarboro Public-school District bonds.

H. B. 718, S. B. 857, an act to create a new township in Nash County, to be known as Red Oak Township.

H. B. 988, S. B. 1036, an act to authorize the Board of Commissioners of Caldwell County to establish a chaingang.

H. B. 1133, S. B. 699, an act to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4.

H. B. 1268, S. B. 1031, an act to confer criminal jurisdiction upon the first March Term of the Superior Court for the county of Nash.

H. B. 328, S. B. 855, an act to regulate fees of officers of the county of Madison.

H. R. 1130, S. R. 664, a joint resolution relative to the compensation of Julian Timberlake, Jr., Chief Page of the Senate, session of 1907.

H. B. 1078, S. B. 635, an act to allow the town of East Spencer to issue bonds.

H. B. 492, S. B. 571, an act authorizing the commissioners of McDowell County to increase the tax levy.

H. B. 905, S. B. 491, an act to provide good roads in Franklin County.

H. B. 1031, S. B. 421, an act to amend chapter 11 of the Private Laws of 1905, relating to the graded school in the town of Kernersville.

H. B. 1123, S. B. 641, an act to confer police powers on deputy sheriffs at Steel's Mills, Pee Dee Mill No. 1, Pee Dee Mill No. 2, Roberdel Mill No. 1, Roberdel Mill No. 2 and Hannah Pickett Mills, in Richmond County, and to protect property and preserve the peace of said villages.

H. B. 896, S. B. 525, an act to authorize the Board of Commissioners of Durham County to issue bonds to pay its indebtedness.

H. B. 1024, S. B. 294, an act to amend chapter 200, Public Laws of 1907, providing for the improvement of the public roads of Sampson County, and the appointment of an inspector of highways for said county.

H. B. 1080, S. B. 534, an act to amend chapter 210, Public Laws of 1905, authorizing the Highway Commission of Valley Town Township, in Cherokee County, to issue bonds for macadamizing roads.

H. B. 1120, S. B. 477, an act to fix the time for holding the terms of the Superior Court of the county of Pitt.

H. B. 756, S. B. 126, an act to enable the town of Hillsboro to fund its existing indebtedness, to provide for the payment of its future indebtedness for necessary expenses and to assess property-owners for the improvement of its sidewalks.

H. B. 1121, S. B. 606, an act to validate the acts of justices of the peace of Sampson County.

H. B. 1018, S. B. 625, an act providing for the maintenance of public roads in Steel's Township, in Richmond County.

H. B. 1020, S. B. 624, an act providing for the maintenance of public roads in Mineral Springs Township, in Richmond County.

H. B. 1115, S. B. 528, an act to change the boundaries of the town of Stokesdale, in the county of Guilford.

H. B. 1073, S. B. 559, an act to authorize J. B. Carringer, Town Tax Collector of Bryson City, to collect back taxes.

H. B. 1249, S. B. 850, an act to prevent the dumping or placing of dead bodies, sawdust and other impurities in Reddies River and its tributaries, in Wilkes County.

H. B. 912, S. B. 194, an act to repeal chapter 885 of the Public Laws of 1907, prohibiting fishing in Little River, in Wake County.

H. B. 1021, S. B. 626, an act providing for the maintenance of public roads in Black Jack Township, in Richmond County.

H. B. 904, S. B. 489, an act to provide good roads in Franklinton Township, Franklin County.

H. B. 1138, S. B. 1052, an act for the relief of the commissioners of the town of Belmont, Gaston County, North Carolina.

H. B. 531, S. B. 72, an act to amend chapter 647, Public Laws of 1907.

H. B. 368, S. B. 775, an act to protect fish in Swain County.

H. B. 995, S. B. 944, an act to create a superintendent of agriculture and sanitation for the county of Guilford.

H. B. 561, S. B. 313, an act to regulate the compensation of the members of the Board of Commissioners of Robeson County.

H. B. 591, S. B. 821, an act to amend section 4969 of the Revisal of 1905.

H. B. 1025, S. B. 290, an act to incorporate the town of Wake Forest.

H. B. 1248, S. B. 733, an act to amend, revise and consolidate the statutes that constitute the charter of the town of North Wilkesboro.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1091, S. B. 1082, an act to protect fish in Lake Phelps or Scuppernong, in Tyrrell and Washington counties.

Referred to Committee on Fish and Fisheries.

H. B. 862, S. B. 1083, an act to amend section 1311, Revisal of 1905, relating to election of commissioners of Jones County and to increase number of commissioners to five in said county.

Referred to Committee on Counties, Cities and Towns.

H. B. 573, S. B. 1084, an act to amend section 2613 of the Revisal of 1905, regulating the operation of freight trains on Sunday.

On motion of Senator Peele, the bill is placed on the Calendar.

H. B. 429, S. B. 1085, an act to authorize the city of New Bern to issue bonds in the sum of $25,000.

Placed on the Calendar.

H. B. 727, S. B. 1086, an act to regulate the levying of the special tax in Partrum's Special-tax District, in Rutherford County.

Referred to Committee on Education.

H. B. 864, S. B. 1087, an act to amend the charter of the town of Kenly, in Johnston County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1003, S. B. 1088, an act to incorporate Ahoskie School District and to allow it to vote a special tax for schools and to vote to issue bonds.

Referred to Committee on Education.

H. B. 1179, S. B. 1089, an act to establish in the city of Kinston a special court to be called a Recorder's Court, and prescribe the jurisdiction thereof.

Referred to Committee on Judiciary.

H. B. 889, S. B. 1090, an act to amend section 28, chapter 180 of the Private Laws 1899, relative to the election of city clerk for the city of Kinston by the people.

Referred to Committee on Judiciary.

H. B. 887, S. B. 1091, an act to amend section 8, chapter 96, Public Laws 1899, relative to the election of trustees of the graded schools for the city of Kinston by the people.

Referred to Committee on Judiciary.

H. B. 888, S. B. 1092, an act to amend section 28, chapter 180, Private Laws 1899, relative to the election of the chief of police for the city of Kinston.

Referred to Committee on Judiciary.

H. B. 1340, S. B. 1093, an act to amend chapter 341, Public Laws of 1899, relative to compensation of cotton-weighers in the town of Enfield.

Placed on the Calendar.

H. B. 1013, S. B. 1094, an act to authorize the trustees of the Cross Creek Graded School to issue bonds.

Placed on the Calendar.

H. B. 939, S. B. 1106, an act to regulate the pay of jurors in Polk County.

Referred to Committee on Salaries and Fees.

H. B. 968, S. B. 1107, an act to discontinue a section of public road in Montgomery County.

Referred to Committee on Public Roads.

H. B. 1143, S. B. 1108, an act to establish a special-tax school district in Caswell County.

Referred to Committee on Education.

H. B. 1151, S. B. 1109, an act to amend chapter 59, Public Laws extra session 1908, to compel attendance of Indians at school.

Referred to Committee on Education.

H. R. 1294, S. R. 1110, joint resolution to pay the expenses of the special committee visiting State Hospital for Tuberculosis.

Placed on the Calendar.

H. B. 1034, S. B. 1111, an act for the relief of C. W. Hays, of Hertford County.

Referred to Committee on Education.

H. B. 962, S. B. 1112, an act to amend chapter 235, Private Laws of 1907, in regard to the election of trustees of graded schools in Beaufort County.

Referred to Committee on Education.

H. B. 985, S. B. 1113, an act to protect deer in the counties of Cumberland and Harnett and Greene.

Referred to Committee on Game Laws.

H. B. 875, S. B. 1114, an act to construct a road in Qualla Township, in Jackson County.

Referred to Committee on Public Roads.

H. B. 725, S. B. 1115, an act to provide for the appointment of court stenographer for Eighth Judicial District of North Carolina.

Referred to Committee on Judiciary.

H. B. 291, S. B. 1116, an act for the relief of sheriffs, ex-sheriffs and tax collectors.

Referred to Committee on Propositions and Grievances.

H. B. 325, S. B. 1117, an act to protect birds in Yadkin County.

Referred to Committee on Game Laws.

H. B. 951, S. B. 1118, an act to allow the County Commissioners of Jackson County to levy a special tax in Savannah Township.

Referred to Committee on Counties, Cities and Towns.

H. B. 837, S. B. 1119, an act to amend chapter 307, Private Laws 1899, relative to the board of aldermen of the town of Sanford, establishing grade lines for the streets and sidewalks of said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 993, S. B. 1120, an act to amend chapter 275 of the Laws of 1905, fixing salaries of public officers of Guilford County, providing that the surplus fund derived under said act shall be paid to county commissioners for public road building.

Referred to Committee on Salaries and Fees.

H. B. 1082, S. B. 1121, an act to regulate fishing in the Cape Fear River and its tributaries, and to prevent the use of dutch and pound nets.

Referred to Committee on Fish and Fisheries.

H. B. 860, S. B. 1122, an act to regulate hunting in the county of Harnett and for the better protection of game.

Referred to Committee on Game Laws.

H. B. 981, S. B. 1123, an act to amend section 3316 of the Revisal of 1905, relative to shipping certain birds from the State.

Referred to Committee on Game Laws.

H. B. 936, S. B. 1124, an act to authorize the Board of Commissioners of Greene County to levy a special tax.

Referred to Committee on Counties, Cities and Towns.

H. B. 221, S. B. 1125, an act to amend and revise the charter of the Southern Mutual Home and Real Estate Company of Wilmington, N. C.

Referred to Committee on Corporations.

H. B. 119, S. B. 1126, an act to provide a better system of working the public roads of Cherokee County.

Referred to Committee on Public Roads.

Substitute for H. B. 104, and H. B. 912, S. B. 1142, an act to prescribe the mode of capital punishment in North Carolina.

H. R. 1360, S. R. 1099, resolution of thanks to Mr. John Blue and Mr. Tuft.

Placed on the Calendar.

H. B. 1126, S. B. 642, bill to confer police powers on sheriffs and constables at Glen Raven, Alamance County.

Referred to Committee on Judiciary.

H. B. 425, S. B. 856, bill to amend section 2634 of the Revisal of 1905, in regard to the penalty law.

Referred to Committee on Revisal.

H. B. 925, S. B. 1079, bill to secure the better drainage of lowlands in Forsyth and Davidson counties.

Referred to Committee on Counties, Cities and Towns.

H. B. 1005, S. B. 1080, bill to allow the Camden Ferry Company to erect a drawbridge on Pasquotank River.

Referred to Committee on Counties, Cities and Towns.

H. B. 1007, S. B. 1081, bill to improve the drainage of Haw River and Troublesome Creek and their tributaries, in Rockingham County.

Referred to Committee on Propositions and Grievances.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1260, S. B. 806, bill to prevent the destruction of quail and partridges in Cabarrus County until December 15, 1911, for concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

H. B. 179, S. B. 753, bill for the separation of white and colored prisoners in the State Penitentiary, county jails and convict camps during sleeping and eating hours, on second reading.

Senator Spence offers the following amendment:

Amend by striking out the word "either" and "or in any county jail," in line 3 of section 1.

On motion of Senator Pharr, the bill goes over.

H. B. 1047, S. B. 1050, bill to provide a method to condemn lands to be used in the operation of mills, on second reading.

Senator Peele offers the following amendment:

Amend by adding to the titles "in the counties of Alleghany, Ashe and Watauga," and amend section 6 by adding to the end of the section the word "only."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 634, S. B. 833, bill to amend section 2681 of the Revisal of 1905, relative to the road law, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 852, bill to re-establish the office of Treasurer of Wilkes County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1014, bill to authorize the Board of County Commissioners of Mecklenburg County to build macadam roads within the corporate limits of incorporated towns, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 406, S. B. 467, bill to enable the town of Sanford, Lee County, to issue bonds to fund its indebtedness and to authorize the town to levy taxes to meet same, and to submit to the qualified voters of the said town of Sanford the question of issuing twenty-five thousand dollars in sewerage bonds, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

The bill is ordered enrolled.

H. B. 735, S. B. 724, bill to enable the city of Charlotte to fund its floating indebtedness and to provide for the payment of its future indebtedness for necessary expenses, and to authorize the city to levy taxes to meet the payment of same, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

The bill is ordered enrolled.

S. B. 845, bill to authorize the town of Greenville to fund its floating debt and to issue interest-bearing securities therefor, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

The bill is ordered sent to the House of Representatives.

S. B. 757, bill to amend the charter of the Aberdeen and Asheboro Railroad Company, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Per-

son, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

The bill is ordered sent to the House of Representatives.

H. B. 927, bill to authorize the Board of Commissioners of Richmond County to issue bonds, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

The bill is ordered sent to the House of Representatives.

S. B. 1015, bill to provide for the working of the public roads of Northampton County and to levy a special tax therefor, and to repeal chapter 538 of the Public Laws of 1903, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

S. B. 956, bill to amend the charter of the town of Bessemer City, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

S. B. 976, bill to allow the town of Kernersville to issue bonds for improving the streets, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

H. B. 505, S. B. 814, bill to build bridges in Madison County, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

H. B. 592, S. B. 810, bill to authorize the commissioners of Harnett

County to issue bonds for the purpose of building bridges in said county, and for other purposes, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

S. B. 1064, bill to authorize the commissioners of Halifax County to issue bonds to build a new courthouse, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

H. B. 641, S. B. 686, bill to allow Beaufort County to issue bonds to build roads and bridges, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

H. B. 881, S. B. 993, bill to change the name of the town of Scotland Village, in Scotland County, to East Laurinburg, and to amend the charter therefor, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

H. B. 960, S. B. 984, bill to amend chapter 432, Private Laws of 1901, and chapter 16 of the Private Laws of 1903, and to authorize the city of Charlotte to levy a special tax for the support of the Carnegie Public Library, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Latham, Lee, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Wray—35.

H. B. 700, S. B. 681, bill to amend the charter of the town of Morganton, section 55, chapter 120, Private Laws of 1885, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 805, S. B. 891, bill for the relief of J. M. Davis, ex-Sheriff of Surry County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 938, S. B. 870, bill to appoint a finance committee for Polk County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 612, S. B. 836, bill to validate certain acts of a justice of the peace of Bertie County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 593, S. B. 820, bill for the relief of Theo. N. Bates, ex-Sheriff and Tax Collector of Cherokee County, for the collection of taxes for 1905, 1906, 1907 and 1908 on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1109, S. B. 948, bill to encourage the destruction of hawks and owls, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 363, bill to require fire and casualty insurance companies to deposit certain amounts in cash or securities with the Insurance Commissioner in the State of North Carolina, on second reading.

The substitute reported by the committee is adopted.

The substitute for bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 852, bill to re-establish the office of Treasurer of Wilkes County.

On motion of Senator Doughton, the vote by which this bill passed third reading is reconsidered, and the bill is referred to the Judiciary Committee.

H. B. 619, S. B. 863, bill to prevent the dumping of sawdust into the streams of Jackson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1149, S. B. 1002, bill for the better working of the public roads of Currituck County, on second reading.

Senator Dawes offers the following amendment:

Amend by striking out the word "sixty" and inserting in lieu thereof the word "fifty."

The amendment is adopted.

The bill passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 589, bill to alter a public road in Wilkes County, known as the Phillips Gap Road, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 596, S. B. 933, bill to establish a special court for Rowan County, with civil and criminal jurisdiction, to be known as "the Rowan County Court," on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

SPECIAL ORDER.

The hour for the special order having arrived, the President *pro tem.* lays before the Senate S. B. 498, bill to establish and provide for the organization of the county of Avery from territory of Mitchell and Watauga counties.

On motion of Senator Doughton, consideration of the bill is postponed and the bill is made a special order for Monday at 12 o'clock.

At request of Senator Barringer, Senator Starbuck asks that S. B. 1005, bill to allow the town of Kernersville to issue bonds for improving the streets, be withdrawn from the Senate.

It is so ordered.

H. B. 1155, S. B. 942, bill to authorize the building of a stocklaw fence in Lillington and Stewarts townships, Harnett County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 691, S. B. 817, bill to prohibit public drunkenness in Yancey County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 960, bill to allow the aldermen of the town of Gastonia to condemn land for establishing cemeteries, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 690, S. B. 832, bill to repeal chapter 552, Public Laws of 1907, relating to the duties of the Clerk of the Superior Court of Yancey County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 813, S. B. 869, bill to authorize the city of New Bern and the county of Craven to appropriate money from their treasuries to commemorate the bicentennial of the founding of the city of New Bern, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 586, S. B. 938, bill to authorize and empower the bondsmen of W. B. Cooper, late Sheriff of Tyrrell County, to collect the unpaid taxes charged to said officer, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 782, S. B. 881, bill to empower the County Commissioners of Yancey County to sell the present county home and change the site, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1045, S. B. 947, bill for the relief of the ex-Sheriff of Cleveland County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 732, S. B. 876, bill to release a certain part of McDowell County from the stocklaw, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 574, S. B. 937, bill to prohibit sawdust being thrown into the streams of Edgecombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 890, S. B. 892, bill to repeal chapter 689, Public Laws of 1899, and chapter 748 of the Public Laws of 1903, in relation to the stock-law territory in No. 7 Township, Craven County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 372, S. B. 893, bill to appoint J. H. Nowell a justice of the peace for Windsor Township, Bertie County, and to allow him to practice law, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 692, S. B. 899, bill to appoint a cotton weigher for the town of Smithfield, Johnston County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 726, S. B. 883, bill for the relief of the Treasurer and Sheriff of Moore County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 796, S. B. 879, bill to regulate stock in stock-law territory, on second reading.

Senator Fry offers the following amendment:

By adding at the end of section 5 the words "and Swain."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 721, S. B. 885, bill to prevent sawdust from going into Sawyer's Creek, and fishing in Graham County, on second reading.

The bill passes second and third readings and is ordered enrolled.

Senator Ormond moves that the bill known as the "Solicitors' Salary Bill" be made a special order for Thursday next at 12 o'clock.

The motion is adopted.

H. B. 611, S. B. 936, bill to empower the Sheriff of Madison County to collect arrears of taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 728, S. B. 882, bill to appoint a cotton-weigher for Red Springs Township and to provide for his election, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 752, bill to prohibit the manufacture and sale of intoxicating liquors in certain localities, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 638, S. B. 872, bill to prohibit public drunkenness in Buncombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 619, bill to compel express companies to make prompt settlements of cash-on-delivery shipments, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

H. B. 795, S. B. 896, bill to provide for the election of cotton-weighers for Union County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 587, S. B. 822, bill to prevent depredations of mischievous live stock in Tyrrell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1168, S. B. 949, bill to prevent the obstruction of Nat Moore Creek, in French Creek Township, Bladen County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence.

H. B. 776, S. B. 895, bill to prevent horses and mules from running at large in Pitt County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 712, S. B. 859, bill to allow D. R. Noland, ex-Sheriff of Haywood County, to collect back taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

### LEAVES OF ABSENCE.

On motion of Senator Long of Person, leave of absence is granted to Senator Manning until Monday.

On motion of Senator Long of Iredell, leave of absence is granted to Senator Dockery until Monday.

On motion of Senator Empie, leave of absence is granted to Senators Lockhart and Clark until Monday.

### PRIVILEGES OF THE FLOOR.

On motion of Senator Nimocks, the privileges of the floor are extended to Professor Campbell.

On motion of Senator Means, the privileges of the floor are extended to Hon. J. B. Sherrill, of Concord.

On motion of Senator Empie, the Senate adjourns until Monday at 12 o'clock.

## FORTY-FIRST DAY.

SENATE CHAMBER, February 22, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Means, of Cabarrus County.

The Committee on Daily Journal reports no corrections in the Journal of Saturday's proceedings, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports are submitted by standing committees as follows:

From Committee on Agriculture:

By Senator Long of Person, S. B. 470, bill to drain lowlands on Clarks Creek and its tributaries, in Lincoln County, with favorable report.

By Senator Long of Person, H. B. 729, S. B. 877, bill for the drainage of lowlands in Camden and Pasquotank, with favorable report.

By Senator Elliott, S. B. 550, bill to drain the lowlands on Catawba Creek and its tributaries, in Catawba County, with favorable report.

By Senator Doughton, H. B. 281, S. B. 442, bill to regulate the registration, sale and inspection of condimental, patented, proprietary or trade-marked stock or poultry foods or feeds, condition powders and stock medicines or remedies.

The committee reports a substitute and recommends the passage of the substitute.

From Committee on Corporations:

By Senator Pharr, S. B. 919, bill to incorporate the Carolina Railway and Power Company.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Pharr, S. B. 966, bill to incorporate the North State Colored Christian Conference, with unfavorable report.

By Senator Pharr, H. B. 579, S. B. 504, bill relating to the Western Carolina Power and Transportation Company, with favorable report.

By Senator Pharr, H. B. 955, S. B. 982, bill to incorporate the town of Glenwood, McDowell County, with favorable report.

By Senator Pharr, H. B. 893, S. B. 1033, bill to incorporate the town of Nebo, McDowell County, with favorable report.

By Senator Pharr, H. B. 958, S. B. 983, bill to amend the charter of the town of Richfield, Stanly County, with favorable report.

By Senator Pharr, H. B. 865, S. B. 1000, bill to amend the charter of the town of Mount Airy.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Pharr, H. B. 1040, S. B. 946, bill to incorporate the Elizabeth City and Albermarle Railroad Company, with favorable report.

From Committee on Counties, Cities and Towns:

By Senator Doughton, S. B. 1076, bill for the removal of the county-seat of Mitchell County to the geographical center of said county and to provide for the erection of a courthouse and other buildings, and for other purposes.

The committee reports a substitute and recommends the passage of the substitute.

From Committee on Fish and Fisheries:

By Senator Burton, H. B. 870, S. B. 1100, bill to protect fish in the waters of Haw River, with favorable report.

By Senator West, S. B. 958, bill to amend section 2437 of the Revisal, relating to fishing in Onslow County, with favorable report.

By Senator Johnson, H. B. 940, S. B. 941, bill to protect fish in Clay County, with favorable report.

By Senator Johnson, S. B. 1063, bill to regulate fishing in Albemarle Sound, with unfavorable report.

From Judiciary Committee:

By Senator Means, S. B. 849, bill to amend chapter 436 of the Private Laws of 1907, with favorable report.

From Committee on Railroads:

By Senator Ormond, S. B. 955, bill to authorize the Whiteville Lumber Company to construct a railroad, with favorable report.

From Committee on Pensions and Soldiers' Home:

By Senator Means, S. B. 924, bill to authorize the town of Rockingham to contribute to a fund for the erection of a Confederate monument in Richmond County, with favorable report.

By Senator Means, S. B. 321, bill to amend section 4993 of Volume II of the Revisal of 1905, relating to disabilities of Confederate soldiers, with unfavorable report.

By Senator Long of Person, S. B. 1066, bill relating to the erection of a monument to the memory of Confederate soldiers at Henderson, North Carolina, with favorable report.

By Senator Means, S. R. 964, joint resolution authorizing the Board of Directors of the Soldiers' Home to purchase suits or uniforms of Confederate gray for the soldiers at said home, with favorable report.

By Senator Means, S. B. 925, bill authorizing the county of Richmond to contribute to a fund for the erection of a Confederate monument in Richmond County, with favorable report.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports the following bills and resolutions are properly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 133, an act to establish within the city of Hickory a special court to be called "The Police Court," and prescribe the jurisdiction thereof.

S. B. 591, an act to confer certain powers on the directors of State institutions in regard to land.

S. B. 715, an act to amend chapter 673 of the Public Laws of 1907, relating to the sale of merchandise in bulk.

S. B. 402, an act to amend section 2466 of the Revisal of 1905.

Senator Lockhart moves that H. R. 226, S. R. 304, joint resolution providing for more lights in the corridors and rotundas of the capitol, be withdrawn from Committee on Public Buildings and Grounds and placed on the Calendar.

The motion is adopted.

Senator Scott offers the following resolution:

*Resolved by the Senate*, That when it adjourns this day it adjourn in honor of the birthday of George Washington, and the home-coming of the world-encircling fleet, the greatest feat in naval annals.

The motion is adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate that the House has recalled from the Engrossing Department H. B. 1124, S. B. 643, an act to authorize certain townships in Bladen County to issue public-improvement bonds, for correction, and asking the concurrence of the Senate in the corrections.

The Senate concurs in the corrections and the bill is ordered enrolled.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1035, S. B. 1103, bill to fix the compensation of the commissioners of Caswell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1048, S. B. 1102, bill to establish a police commission for the city of Asheville.

Referred to Judiciary Committee.

H. B. 1007, S. B. 1104, bill to amend chapter 127 of Private Laws of 1907, relative to the Wilkesboro and Jefferson Turnpike.

Placed on the Calendar.

H. B. 1046, S. B. 1105, bill to amend chapter 726, Public Laws of 1905, relating to the drainage of Indian Creek, Lincoln and Gaston counties.

Referred to Committee on Agriculture.

H. B. 939, S. B. 1106, bill to regulate the pay of jurors in Polk County.

Referred to Committee on Salaries and Fees.

H. B. 968, S. B. 1107, bill to discontinue a section of public roads in Montgomery County.

Referred to Committee on Public Roads.

H. B. 1143, S. B. 1108, bill to establish a special-tax school district in Caswell County.

Referred to Committee on Education.

H. B. 1151, S. B. 1109, bill to amend chapter 59 of the Public Laws, extra session 1908, to compel attendance of Indians at school.

Referred to Committee on Education.

H. R. 1294, S. R. 1110, joint resolution to pay the expenses of the special committee visiting State Hospital for Tuberculosis.

Placed on the Calendar.

H. B. 1034, S. B. 1111, bill for the relief of C. W. Haines, of Hertford County.

Referred to Committee on Education.

H. B. 962, S. B. 1112, bill to amend chapter 235, Private Laws of 1907, in regard to the election of trustees for Anson Graded School, in Beaufort County.

Referred to Committee on Education.

H. B. 985, S. B. 1113, bill to protect deer in the counties of Cumberland, Harnett and Greene.

Referred to Committee on Game Laws.

H. B. 975, S. B. 1114, bill to construct a road in Qualla Township, in Jackson County.

Referred to Committee on Public Roads.

H. B. 725, S. B. 1115, bill to provide for the appointment of a court stenographer for the Eighth Judicial District.

Referred to Judiciary Committee.

H. B. 291, S. B. 1116, bill for the relief of sheriffs and ex-sheriffs and tax collectors.

Referred to Committee on Propositions and Grievances.

H. B. 325, S. B. 1117, bill to protect birds in Yadkin County.

Referred to Committee on Game Laws.

H. B. 951, S. B. 1118, bill to allow the County Commissioners of Jackson County to levy a special tax in Savannah Township.

Referred to Committee on Counties, Cities and Towns.

H. B. 837, S. B. 1119, bill to amend chapter 307, Private Laws of 1899, relative to the Board of Aldermen of the town of Sanford, establishing grade lines for the streets and sidewalks of said town.

Referred to Committee on Counties, Cities and Towns.

H. B. 993, S. B. 1120, bill to amend chapter 275 of the Laws of 1905, fixing the salaries of public officers of Guilford County, providing that the surplus fund derived under said act shall be paid to the county commissioners for road building.

Referred to Committee on Salaries and Fees.

H. B. 1082, S. B. 1121, bill to regulate fishing on the Cape Fear River and its tributaries and to prevent the use of dutch and pound nets.

Referred to Committee on Fish and Fisheries.

H. B. 860, S. B. 1122, bill to regulate hunting in the county of Harnett and for the better protection of game.

Referred to Committee on Game Laws.

H. B. 981, S. B. 1123, bill to amend section 3316 of the Revisal of 1905, relative to the shipping of certain birds from this State.

Referred to Committee on Game Laws.

H. B. 936, S. B. 1124, bill to authorize the Board of Commissioners of Greene County to levy a special tax.

Referred to Committee on Counties, Cities and Towns.

H. B. 221, S. B. 1125, bill to amend and revise the charter of the Southern Mutual Home and Real Estate Company, of Wilmington, North Carolina.

Referred to Committee on Corporations.

H. B. 119, S. B. 1126, bill to provide for a better system of working the public roads of Cherokee County.

Referred to Committee on Public Roads.

H. B. 104-112, S. B. 1141 (substitute), bill to amend chapter 948 of the Public Laws of 1907, relating to fishing in Pamlico Sound.

Referred to Committee on Fish and Fisheries.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Barham, S. B. 1127, bill relating to appeals from justices of the peace in civil actions.

Referred to Judiciary Committee.

By Senator Ormond, S. B. 1128, bill to amend Article VIII of the Constitution of North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Senator Ormond, S. B. 1129, bill to amend chapter 100 of the Revisal of 1905, relating to domestic insurance companies.

Referred to Committee on Insurance.

By Senator Starbuck, S. B. 1130, bill to permit judgments on appeal bonds in cases where bankrupts are defandants.

Referred to Judiciary Committee.

By Senator Elliott, S. B. 1131, bill to revise and amend the charter of the town of West Hickory, in Catawba County.

Referred to Committee on Counties, Cities and Towns.

By Senator Mills, S. B. 1134, bill to protect operators of Cliffside Mill, in Rutherford County.

Referred to Committee on Propositions and Grievances.

By Senator Pharr, S. B. 1132, bill to amend section 1 of chapter 440 of the Public Laws of 1907, to authorize county commissioners to offer rewards in certain cases.

Placed on the Calendar.

By Senator Pharr, S. B. 1133, bill to amend chapter 50 of the Public Laws of 1901, relating to highways, public roads and bridges, ferries and fords.

Placed on the Calendar.

By Senator Johnson, S. B. 1135, bill to regulate the compensation of the Treasurer of Currituck County.

Referred to Committee on Counties, Cities and Towns.

By Senator Empie, S. B. 1136, bill to establish a special criminal court for the county of New Hanover, and prescribe the jurisdiction therefor.

Placed on the Calendar.

By Senator Doughton, S. B. 1137, bill to amend section 4097 of the Revisal of 1905, relative to appropriations for public schools.

Referred to Committee on Education.

By Senator Peele, S. B. 1138, bill to amend that section of the Revisal of 1905 relating to court calendar of Scotland County, correcting an error of the printer.

Placed on the Calendar.

By Senator Fry, S. B. 1139, bill to incorporate the Southern Assembly.

Referred to Committee on Corporations.

By Senator Kluttz, S. B. 1140, bill to amend the charter of the town of China Grove, in Rowan County.

Placed on the Calendar.

By Senator Latham, S. B. 1141, bill to amend chapter 948 of the Public Laws of 1907, relating to fishing in Pamlico Sound.

Referred to Committee on Fish and Fisheries.

By Senator Barham, S. B. 1142, bill to prescribe the mode of capital punishment.

Referred to Judiciary Committee.

By Senator Martin, S. B. 1143, bill to amend section 1318 of the Revisal of 1905, relating to county buildings.

Referred to Committee on Counties, Cities and Towns.

PETITIONS.

Petitions are presented and disposed of as follows:

By Senator Fry, petition from citizens of Swain County requesting the abolishment or a change in the homestead exemptions.

Referred to Committee on Constitutional Amendment.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1155, S. B. 942, an act authorizing building stock-law fence in Lillington and Stewarts Creek townships, in Harnett County.

H. B. 732, S. B. 876, an act to release a certain part of McDowell County from the stock law.

H. B. 586, S. B. 938, an act to authorize and empower the bondsmen of W. B. Cooper, late Sheriff of Tyrrell County, to collect the unpaid taxes charged to said officer.

H. B. 1067, S. B. 592, an act to amend chapter 115 of the Private Laws of 1899, relating to the charter of the town of Greenville.

H. B. 1415, S. B. 844, an act to fix the *per diem* of the Board of Commissioners of Mitchell County.

H. B. 690, S. B. 832, an act to repeal chapter 552 of the Public Laws of 1907, relating to duties of Clerk of Superior Court of Yancey County.

H. B. 691, S. B. 817, an act to prohibit public drunkenness in Yancey County.

H. B. 805, S. B. 891, an act for the relief of J. H. Davis, ex-Sheriff of Surry County.

H. B. 712, S. B. 859, an act to allow D. R. Noland, ex-Sheriff of Haywood County, to collect back taxes.

H. B. 700, S. B. 681, an act to amend the charter of the town of Morganton, North Carolina, section 55, chapter 120, Private Laws of 1885.

H. B. 938, S. B. 870, an act to appoint a finance committee for Polk County.

H. B. 735, S. B. 724, an act to enable the city of Charlotte to fund its floating indebtedness, provide for payment of its future indebtedness for necessary expenses, and to authorize the city to levy taxes to meet the payment of the same.

H. B. 692, S. B. 899, an act to appoint a cotton-weigher for the town of Smithfield, Johnston County.

H. B. 728, S. B. 882, an act to appoint a cotton-weigher for Red Springs Township, and to provide for his election.

H. B. 1131, S. B. 865, an act to authorize the town of Wake Forest, Wake County, to issue bonds for the purpose of establishing an electric-light plant.

H. B. 795, S. B. 896, an act to provide for the election of cotton-weighers for Union County.

H. B. 813, S. B. 669, an act to authorize the city of New Bern and the county of Craven to appropriate money out of the treasuries of the city and county to commemorate the bicentennial of the founding of the town of New Bern.

H. B. 892, S. B. 890, an act to repeal chapter 689, Public Laws of 1899, and chapter 748, Public Laws of 1903, relating to the stock-law territory in Number Seven Township, Craven County.

H. B. 634, S. B. 833, an act to amend section 2681 of the Revisal of 1905, relative to the road law.

H. B. 612, S. B. 836, an act to validate certain acts of a justice of the peace in Bertie County.

H. B. 619, S. B. 863, an act to prevent the dumping of sawdust into the streams of Jackson County.

H. B. 406, S. B. 467, an act to enable the town of Sanford, Lee County, to issue bonds to fund its indebtedness and to authorize the town to levy taxes to meet the same, and to submit to the qualified voters of the said town of Sanford the question of issuing $25,000 in sewerage bonds.

H. B. 611, S. B. 936, an act to empower the Sheriff of Madison County to collect arrears of taxes.

H. B. 1063, S. B. 613, an act providing for the consolidation of the several road commissions in Richmond County at their option.

H. B. 782, S. B. 881, an act to empower the County Commissioners of Yancey County to sell present county home and change the site.

H. B. 638, S. B. 872, an act to prohibit public drunkenness in Buncombe County.

H. B. 574, S. B. 937, an act to prohibit sawdust being thrown into the streams in Edgecombe County.

H. B. 587, S. B. 822, an act to prevent depredations by mischievous live stock in Tyrrell County.

H. B. 1048, S. B. 947, an act for the relief of ex-Sheriff of Cleveland County.

H. B. 593, S. B. 820, an act for the relief of Theo. N. Bates, ex-Sheriff and Tax Collector of Cherokee County.

H. B. 1109, S. B. 948, an act to encourage the destruction of hawks and owls.

H. B. 872, S. B. 893, an act to appoint J. H. Nowell a justice of the peace for Windsor Township, in Bertie County.

H. B. 776, S. B. 895, an act to prevent horses and mules from running at large in Pitt County.

H. B. 762, S. B. 883, an act for the relief of the Sheriff and Treasurer of Moore County.

H. B. 721, S. B. 885, an act to prevent sawdust from going into Sawyers Creek, and fishing in Graham County.

H. B. 1320, S. B. 797, an act to improve the public roads of Wake County.

H. B. 705, S. B. 765, an act to incorporate the United Sons of Hyde Lodge, No. 1, Hyde County.

H. B. 1124, S. B. 643, an act to authorize certain townships in Bladen County to issue public-improvement bonds.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 573, S. B. 1084, bill to amend section 2613 of the Revisal, relating to the operation of freight trains on Sunday, on second reading.

Senator Latham calls for the previous question.

The call is sustained.

On the passage of the bill, on its second reading, Senator Nimocks calls for the ayes and noes.

The call is sustained.

The bill passes second reading, ayes 23, noes 9, as follows:

Those voting in the affirmative are: Senators Bassett, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Godwin, Hawes, Johnson, Jones,

Latham, Lockhart, Love, Martin, Peele, Ray, Sherrill, Spence, Starbuck, Tilson, Wray—22.

Those voting in the negative are: Senators Barham, Blow, Fry, Gay, Long of Person, Nimocks, Ormond, Pharr, Reynolds, Means—10.

Senator Scott states that he is paired with Senator Mills; that if Senator Mills were present he would vote in favor of the bill and that he (Scott) would vote against it.

Senator Nimocks objects to the further consideration of the bill.

Senator Peele moves that the rules be suspended and that the bill be placed on its third reading.

On the motion to suspend the rules, Senator Nimocks calls for the ayes and noes.

The motion to suspend the rules prevails, ayes 24, noes 11, as follows:

Those voting in the affirmative are: Senators Britt, Burton, Dawes, Dockery, Elliott, Gay, Godwin, Hawes, Johnson, Jones, Latham, Lockhart, Long of Person, Love, Martin, Mills, Peele, Ray, Sherrill, Spence, Starbuck, Turner, West, Wray—24.

Those voting in the negative are: Senators Barham, Bassett, Blow, Doughton, Fry, Means, Nimocks, Ormond, Pharr, Reynolds, Scott—11.

The bill passes third reading and is ordered enrolled.

H. B. 1048, S. B. 1102, bill to establish a police commission for the city of Asheville.

On motion of Senator Britt, this bill is withdrawn from Judiciary Committee and referred to Committee on Counties, Cities and Towns.

H. B. 1007, S. B. 1104, bill to amend chapter 127 of Private Laws of 1907, relative to the Wilkesboro and Jefferson Turnpike Company.

Senator Starbuck sends forward the following amendment:

Add to section 1: "*Provided*, that this act shall not interfere with the provisions of chapters 360 and 159 of the Private Laws of 1907, nor the work undertaken and in progress under the provisions of said acts."

Senator Love asks permission to withdraw from the consideration of the Senate S. B. 1071, bill to establish and maintain a graded-school district, including the town of Bessemer City, in Gaston County.

The permission is granted and the bill is ordered withdrawn.

H. B. 881, S. B. 993, bill to change the name of the town of Scotland Village, of Scotland County, to East Laurinburg and amend the charter thereof, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered enrolled.

S. B. 1015, bill to provide for the working of the public roads of Northampton County and to levy a special tax therefor, and to repeal chapter 538 of the Public Laws of 1903, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered sent to the House of Representatives.

S. B. 956, bill to amend the charter of the town of Bessemer City, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered sent to the House of Representatives.

H. B. 641, S. B. 686, bill to allow Beaufort County to issue bonds to build roads and bridges, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered sent to the House of Representatives for concurrence.

S. B. 976, bill to allow the town of Kernersville to issue bonds to improve the streets, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered sent to the House of Representatives.

S. B. 1064, bill to authorize the commissioners of Halifax County to issue bonds to build a new courthouse, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered sent to the House of Representatives.

H. B. 592, S. B. 810, bill to authorize the commissioners of Harnett

County to issue bonds for the purpose of building bridges in said county and for other purposes, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered enrolled.

H. B. 505, S. B. 814, bill to build bridges in Madison County, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered enrolled.

H. B. 960, S. B. 984, bill to amend chapter 432, Private Laws of 1901, and chapter 16, Private Laws of 1903, and to authorize the city of Charlotte to levy a special tax for the support of the Carnegie Library, on third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

The bill is ordered enrolled.

H. B. 1170, S. B. 991, bill to provide for the system of a permanent road-building in Granville County, and to authorize the board of commissioners to issue bonds, and for other purposes, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

H. B. 1013, S. B. 1094, bill to authorize the Trustees of Cross Creek Graded School to issue bonds, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

H. B. 429, S. B. 1085, bill to authorize the city of New Bern to issue bonds in the sum of $25,000, on second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—35.

LEAVES OF ABSENCE.

On motion of Senator Long of Person, leave of absence is granted to Senator Manning.

On motion of Senator Godwin, leave of absence is granted to Senator Holden.

On motion of Senator Fry, the Senate adjourns until to-morrow at 10 o'clock.

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## FORTY-SECOND DAY.

SENATE CHAMBER, February 23, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond, of Lenoir County.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Education:

H. B. 651, S. B. 904, bill to amend chapter 499 of the Public Laws of 1903, relative to the school committee of District No. 1, Murphy, N. C., with favorable report by Senator Ormond, for the committee.

By Senator Ormond, H. B. 919, S. B. 1044, bill to amend chapter 140 of the Private Laws of 1907, authorizing the establishment of a graded-school district in Elizabeth City, with favorable report.

By Senator Tilson, H. B. 962, S. B. 1112, bill to amend chapter 235, Private Laws of 1907, in regard to the election of the trustees of Anson Graded School, in Beaufort County, with favorable report.

By Senator Tilson, S. B. 1056, bill to validate a certain special school-tax election and appropriate certain moneys to the school fund of District No. 1, Madison County, with favorable report.

By Senator Ray, H. B. 852, S. B. 767, bill to establish graded schools in the town of Chapel Hill.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Ray, H. B. 540, S. B. 687, bill to amend chapter 409 of the Public Laws of 1899 and chapter 573 of the Public Laws of 1903, relating to the establishment of graded schools in the city of Washington, N. C., with favorable report.

By Senator Blow, S. B. 851, bill to repeal certain sections of the Revisal and provide for the collection of a special tax for the maintenance of one or more public schools in every graded district for four months each year, and for a more equitable apportionment thereof, with favorable report.

On motion of Senator Blow, five hundred copies of this bill is ordered printed.

By Senator Blow, S. B. 916, bill to amend certain sections of the Revisal of North Carolina of 1905, and certain chapters of the Public Laws of 1907, with favorable report.

On motion of Senator Blow, five hundred copies of the bill are ordered printed.

By Senator Blow, S. B. 1137, bill to amend section 4097 of the Revisal of 1905 of North Carolina, relative to appropriations for the public schools, with favorable report.

On motion of Senator Blow, the bill is referred to Committee on Appropriations.

By Senator Blow, H. B. 1147, S. B. 1047, bill to amend chapter 272 of the Private Laws of 1907, relative to the improvement of the public schools of the town of Waynesville, with favorable report.

By Senator Blow, S. B. 846, bill to change the boundary line between Springs Special-tax School District and Saxapahaw Special-tax School District, in Alamance County, with favorable report.

By Senator Blow, H. B. 385, S. B. 813, bill to transfer Jacob Tuckle to Gibsonville Graded School District, in Alamance County, with unfavorable report.

By Senator Blow, S. B. 847, bill to authorize the commissioners of the town of Highlands, Catawba County, to call an election to vote an additional tax for school purposes, with favorable report.

By Senator Blow, S. B. 1086, substitute for H. B. 727, bill to regulate the levying of special tax in Portrums Special-tax School District, in Rutherford County, with favorable report.

From Judiciary Committee:

By Senator Pharr, H. B. 238, S. B. 994, bill to amend chapter 82, Public Laws of 1907, in reference to a bond issue for the county of New Hanover, with favorable report.

By Senator Means, H. B. 500, S. B. 825, bill to provide a method of providing juries in Cleveland County, with favorable report.

By Senator Travis, S. B. 1075, bill to authorize the domestic trust and bonding companies to make their own bonds, with unfavorable report.

By Senator Bassett, H. B. 1262, S. B. 1016, bill to allow the city of Raleigh to lease a public auditorium, with favorable report.

By Senator Bassett, H. B. 846, S. B. 998, bill to authorize Brunswick County to levy a special tax, with favorable report.

By Senator Bassett, H. B. 698, S. B. 995, bill to authorize the town of Forest City, Rutherford County, to issue bonds for waterworks, with favorable report.

H. B. 921, S. B. 1025, bill to provide for a court stenographer for Wilkes County, with favorable report.

By Senator Bassett, S. B. 1003, bill to authorize the Board of Trustees of the Tarboro Academy and the commissioners of the town of Tarboro to exchange sites for the academy, with favorable report.

By Senator Manning, S. B. 1096, bill for the relief of the County Commissioners of Mecklenburg County, with favorable report.

By Senator Manning, S. B. 751, bill to allow the citizens of Gaston County to hold an election to express their will in reference to the removal of the county-seat from Dallas to Gastonia, with favorable report.

By Senator Manning, S. B. 298, bill for the relief of Mrs. Mary Artis McDuffie, with favorable report.

By Senator Manning, H. B. 213, S. B. 381, bill to empower banks, banking institutions or trust companies to pay out deposits made in the name of two persons, with unfavorable report.

By Senator Manning, H. B. 1148, S. B. 1026, bill to authorize the County Board of Education of Haywood County to sell certain school property in said county, with favorable report.

By Senator Barringer, S. B. 1060, bill to change the time for holding the courts in Person and Orange counties, with favorable report.

By Senator Nimocks, S. B. 1037, bill to amend the Public Laws of 1905, chapter 138, by striking out the word "Granville" so as to restore Granville to the list of counties in which the Sheriff is required to settle State taxes by the second Monday in each year, with favorable report.

From Committee on Mining:

By Senator Spence, H. B. 143, S. B. 176, bill to prevent miners from throwing tailings into Silver Creek and its tributaries in Burke County.

The committee reports the bill without prejudice.

From Committee on Public Roads:

By Senator McCall, H. B. 460, S. B. 674, bill to improve the public roads of Mount Gilead Township and create a road commission for said township and to work the same by taxation, with favorable report.

By Senator Turner, H. B. 724, S. B. 816, bill to repeal chapter 74 of the Public Laws of 1908, entitled An act to authorize the Board of Commissioners of Lincoln County to issue bonds, with favorable report.

By Senator Turner, H. B. 944, S. B. 808, bill to provide for the better construction and keeping in repair of the public roads of Wayne County, with favorable report.

By Senator McCall, H. B. 801, S. B. 999, bill to provide for the working of the public roads of Graham County, with favorable report.

By Senator Mills, H. B. 521, S. B. 865, bill to authorize the Board of Commissioners of Moore County to hire out convicts assigned to work on any roads in said county, with favorable report.

By Senator Mills, H. B. 996, S. B. 888, bill to limit the term of the Highway Commission of Guilford County, with favorable report.

By Senator Mills, H. B. 1033, S. B. 996, bill to provide a system for working and keeping in repair the public roads of Montgomery County, with favorable report.

By Senator Mills, S. B. 839, bill to amend the road law of Durham County, with favorable report.

H. B. 640, S. B. 901, bill to amend chapter 20, Public Laws of 1907, relative to laying out cartways, tramways and church roads in Forsyth County, with favorable report.

By Senator Mills, H. B. 618, S. B. 837, bill to provide for the care of the public roads in Ashe County, with favorable report.

By Senator Mills, H. B. 849, S. B. 892, bill to amend chapter 853 of the Public Laws of 1907, relative to the roads of Pamlico County, with favorable report.

By Senator Mills, H, B. 72, S. B. 898, bill to protect the roads in Washington County, with favorable report.

From Committee on Counties, Cities and Towns:

S. B. 605, bill to amend the charter of the city of Goldsboro, with favorable report.

By Senator Kluttz, S. B. 965, bill to allow the city of Raleigh to lease a public auditorium, with favorable report.

From Committee on Fish and Fisheries:

H. B. 1091, S. B. 1082, bill to protect fish in Lake Phelps or Scuppernong, in Tyrrell and Washington counties, with favorable report, by Senator Latham.

Senator Means moves that S. B. 629, bill to direct and empower the Treasurer of the State of North Carolina to issue bonds for the permanent enlargement of the charitable and educational institutions of the State, be referred to Finance Committee.

The motion is adopted.

H. B. 840, S. B. 860, bill to provide an additional term of court for Mitchell County.

On motion of Senator Barringer, this bill is withdrawn from committee and placed on the Calendar.

On motion of Senator West, H. B. 594, S. B. 819, bill to repeal chapter 702, Public Laws of 1905, relative to the Superior Courts of Cherokee County, is withdrawn from committee and placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Burton, S. B. 1144, bill to establish graded schools in the town of Beaufort, Carteret County.

Placed on the Calendar.

By Senator Ormond, S. B. 1145, bill to authorize the city of Kinston to issue bonds for additional buildings and equipments for the graded schools.

Referred to Committee on Education.

By Senator Jones (by request), S. B. 1146, bill to repeal chapter 457 of the Public Laws of 1907, and thereby cumulative voting of stock.

Referred to Judiciary Committee.

By Senator Jones, S. B. 1147, bill for the relief of the Soldiers' Home in the city of Raleigh.

Referred to Committee on Pensions.

By Senator Jones, S. B. 1148, bill to appoint R. N. Griffin a justice of the peace for New Light Township, Wake County.

Referred to Committee on Justices of the Peace.

By Senator Jones, S. B. 1149, bill relative to advertisement of public sale.

Referred to Committee on Judiciary.

By Senator Jones, S. B. 1150, bill to pension the old soldiers.

Referred to Committee on Pensions.

By Senator Jones (by request), S. B. 1151, bill validating certain probates and approving the form in general use.

Referred to Judiciary Committee.

By Senator Jones, S. B. 1152, bill to appoint justices of the peace in certain townships in Wake County.

Referred to Committee on Justices of the Peace.

By Senator Blow, S. B. 1153, bill to change section 380 of the Revisal of 1905, relating to titles against the State, for the protection of the titles of the lands of the State Board of Education.

Referred to Judiciary Committee.

By Senator Ormond, S. B. 1155, bill to allow the city of Kinston to issue bonds for the purpose of the extension of city improvement, liquidation of city debt, and to erect a city market house, hall and telephone system, etc.

Referred to Committee on Judiciary.

By Senator Blow, S. B. 1154, bill to change section 3746 of the Revisal of 1905, relating to trespass, in order to afford better protection to the lands of the State Board of Education.

Referred to Committee on Judiciary.

By Senator Bassett, S. B. 1156, bill to amend, revise and consolidate the charter of the town of Tarboro.

Referred to Committee on Counties, Cities and Towns.

By Senator Bassett, S. B. 1157, bill to authorize the commissioners of the town of Tarboro to issue bonds.

Referred to Judiciary Committee.

By Senator Lockhart, S. B. 1158, bill to authorize the North Carolina Corporation Commission to regulate hydro-electric companies.

Referred to Committee on Corporations.

By Senator Powell, S. B. 1160, bill to provide for the nomination of candidates.

Referred to Judiciary Committee.

By Senator Powell, S. B. 1161, bill to amend section 1314 and to repeal section 1315 of the Revisal of 1905 in regard to filling vacancies in the Board of Commissioners in Vance County.

Referred to Committee on Counties, Cities and Towns.

By Senator Powell, S. B. 1162, bill to change the boundary lines between the counties of Vance and Franklin.

Referred to Committee on Counties, Cities and Towns.

By Senator Barringer, S. B. 1163, bill for the relief of Morehead Special School-tax District.

Referred to Committee on Education.

By Senator Holden, S. B. 1164, bill for the relief of H. C. Kearney, Sheriff of Franklin County.

Referred to Committee on Propositions and Grievances.

By Senator Barringer, S. B. 1159, bill to establish in the city of Greensboro a special court to be called the Recorder's Court, and to prescribe the jurisdiction thereof.

Placed on the Calendar.

By Senator Scott, S. B. 1165, bill to prohibit the throwing of sawdust in certain streams in Alamance County.

Referred to Committee on Propositions and Grievances.

By Senator Nimocks, S. B. 1166, bill for the protection of employees of common carriers.

Referred to Committee on Judiciary.

By Senator Means, S. B. 1167, bill to prevent the destruction of quail or partridges or woodcock, in Cabarrus County, until December 1, 1910.

Placed on the Calendar.

By Senator Fry, S. B. 1168, bill to create a building committee to direct the construction of a building or buildings for Cullowhee Normal and Industrial School, with powers to acquire land or lands for the purpose of said school.

Referred to Committee on Education.

By Senator Powell, S. B. 1169, bill to erect a public building, to be known as the Insurance and Educational Building, and to provide means therefor.

Referred to Committee on Public Buildings and Grounds.

By Senator Travis, S. B. 1170, bill to prevent board of directors of State institutions from electing one of their number to any position under their control.

Referred to Judiciary Committee.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1258, S. B. 761, an act to incorporate St. Pauls, in Robeson County.

H. B. 1234, S. B. 614, an act to authorize the Board of Commissioners of the town of Rockingham to issue bonds to complete its sewerage system.

H. B. 211, S. B. 513, an act to facilitate the release of mortgages and deeds of trust.

H. B. 796, S. B. 879, an act to regulate stock in stock-law territory.

H. B. 573, S. B. 1084, an act to amend section 2613 of the Revisal of 1905, regulating the operation of freight trains on Sunday.

H. B. 505, S. B. 814, an act to build bridges in Madison County.

H. B. 1047, S. B. 1050, an act to provide a method to condemn lands to be used in the operation of mills in the counties of Alleghany, Ashe and Watauga.

H. B. 960, S. B. 984, an act to amend chapter 432, Private Laws of 1901, and chapter 16, Private Laws of 1903, and to authorize the city of Charlotte to levy a special tax for the support of the Carnegie Public Library.

H. B. 1149, S. B. 1002, an act for the better working of the public roads in Currituck County.

H. B. 191, S. B. 340, an act to incorporate the town of Vaughn, in Warren County.

H. B. 592, S. B. 810, an act to authorize the commissioners of Harnett County to issue bonds for the purpose of building bridges in said county, and for other purposes.

H. B. 494, S. B. 769, an act amending the road law for McDowell County.

H. B. 1022, S. B. 654, an act to allow the commissioners of Iredell County to levy a special tax to pay the indebtedness incurred in erecting a new county jail.

H. B. 753, S. B. 288, an act permitting the commissioners of Rutherford County to donate lands for the purpose of erecting a Confederate monument thereon.

H. B. 1233, S. B. 634, an act to incorporate the town of Atkinson, in Pender County.

H. B. 828, S. B. 187, an act to change the boundary lines of Glenola Special School-tax District.

H. B. 749, S. B. 332, an act to incorporate the John Charles McNeill Memorial Society.

H. B. 898, S. B. 608, an act to regulate the call of the civil docket in Rowan County.

H. B. 1065, S. B. 531, an act to prevent the sale of certain commodities at the annual meeting of the Lower Country Line Primitive Baptist Association.

H. B. 1236, S. B. 659, an act to authorize the town of Ramseur to issue bonds for the improvement of streets and sidewalks.

H. B. 1232, S. B. 617, an act to authorize the commissioners of Wake County to issue bonds to pay and fund the debt of the Board of Road Commissioners of Wake County.

On motion of Senator Dockery, three hundred copies are ordered printed of S. B. 1095, bill to provide a uniform ballot for general elections, known as the Australian ballot.

H. B. 513, S. B. 770, bill to regulate hunting in Warren County.

On motion of Senator Powell, the bill is withdrawn from committee and placed on the Calendar.

On motion of Senator Burton, H. B. 818, S. B. 867, bill to amend chapter 20, Public Laws special session 1908, relating to the terms of the Superior Court of Onslow County, is withdrawn from committee and placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

On motion of Senator Burton, H. B. 862, S. B. 1083, bill to amend section 1311 of the Revisal of 1905, relative to electing commissioners of Jones County, and increasing the number of commissioners from five to seven, is withdrawn from committee and placed on its several readings.

The bill passes second and third readings and is ordered enrolled.

S. B. 1140, bill to amend the charter of the town of China Grove, in Rowan County.

H. B. 793, S. B. 800, bill to amend section 1506, chapter 28 of the Revisal of 1905, regarding the civil dockets in Rowan Superior Court.

The bill passes second and third readings and is ordered enrolled.

S. B. 1133, bill to amend chapter 50, Public Laws of 1901, entitled An act relating to highways, public roads, bridges and ferries and fords, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1060, bill to change the time for holding the Superior Courts in Person and Orange counties, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1132, bill to amend section 1 of chapter 440 of the Public Laws of 1907, being an act to authorize the board of county commissioners to offer reward in certain cases, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 974, bill to amend section 2613 of the Revisal of 1905, relating to the operation of freight trains on Sunday, on second reading.

Senator Spence moves that the bill do lie on the table. The motion is adopted.

H. R. 1294, S. R. 1110, joint resolution to pay the expenses of the special committee to visit the State Hospital for Tuberculosis, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 1066, bill relating to the erection of a monument to the memory of the Confederate soldiers at Henderson, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 870, S. B. 1100, bill to protect fish in the waters of Haw River, on second reading.

Senator Spence offers the following amendment:

Amend by striking out section 3 and changing sections 4 and 5 to read 3 and 4.

The amendment is adopted.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 304, S. R. 226, joint resolution to provide more lights in the corridors and rotunda of the Capitol, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 605, bill to amend the charter of the city of Goldsboro, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 893, S. B. 1033, bill to incorporate the town of Nebo, in McDowell County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 958, S. B. 983, bill to amend the charter of the town of Richfield, Stanly County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 861, S. B. 999, bill for the working of the public roads in Graham County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 460, S. B. 674, bill to improve the public roads of Mount Gilead Township, Montgomery County, to create a road commission for said township and to work the same by taxation, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 852, S. B. 787, bill to establish graded schools in the town of Chapel Hill, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 238, S. B. 994, bill to amend chapter 82 of the Public Laws of 1907, in reference to a bond issue for the county of New Hanover, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 841, S. B. 998, bill to authorize Brunswick County to levy a special tax, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

S. B. 470, bill to drain the lowlands of Cross Creek and its tributaries in Lincoln County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

S. B. 550, bill to drain the lowlands of Clarks Creek and its tributaries in Catawba County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 865, S. B. 1000, bill to amend the charter of the town of Mount Airy, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 955, S. B. 982, bill to incorporate the town of Glenwood, in McDowell County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 429, S. B. 1085, bill to authorize the city of New Bern to issue bonds in the sum of $25,000, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

The bill is ordered enrolled.

H. B. 1013, S. B. 1094, bill to authorize the Trustees of Cross Creek Graded Schools to issue bonds, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

The bill is ordered enrolled.

S. B. 919, bill to incorporate the Carolina Railway and Power Company, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 1033, S. B. 986, bill to provide a system of construction and keeping in repair the public roads of Montgomery County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 698, S. B. 995, bill to authorize the town of Forest City, in Rutherford County, to issue bonds for waterworks, etc., on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 540, S. B. 687, bill to amend chapter 409 of the Public Laws of 1899 and chapter 573 of the Public Laws of 1903, relating to the establishment of public schools in the city of Washington, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

S. B. 847, bill to authorize the commissioners of the town of Highlands, Catawba County, to call an election to vote additional tax for school purposes, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 727, S. B. 1086, bill to regulate the levying of a special tax in Portrums Special-tax District, in Rutherford County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Turner, West, Wray—41.

H. B. 1007, S. B. 1104, bill to amend chapter 127 of the Private Laws of 1907, relative to the Wilkesboro and Jefferson Turnpike Company, on second reading.

Senator Starbuck offers the following amendment:

Add at the end of section 1: "*Provided*, that this act shall not interfere with the provisions of chapters 360 and 159 of the Private Laws of 1907, nor the work undertaken and in progress under the provisions of said acts."

On motion of Senator Travis, the bill is referred to Committee on Penal Institutions.

H. B. 1104, S. B. 1037, bill to amend chapter 138, Public Laws of 1895, by striking out the word "Granville," so as to restore Granville to the list of counties in which the sheriff is required to settle State taxes by the second Monday in each year, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 840, S. B. 860, bill to provide an additional term of court for Mitchell County, on second reading.

Senator Peele moves that the bill be referred to Committee on Judicial Districts.

The motion is adopted.

H. B. 579, S. B. 504, bill relating to the Western Carolina Power and Transportation Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 729, S. B. 877, bill to be entitled An act for the drainage of land in Camden and Pasquotank counties, on second reading.

The bill passes second reading.

S. B. 965, bill to allow the city of Raleigh to lease a public auditorium, on second reading.

Senator Jones moves that the bill do lie on the table.

The motion is adopted.

H. B. 1262, S. B. 1016, bill to allow the city of Raleigh to lease a public auditorium, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 924, bill authorizing the town of Rockingham to contribute to a fund for the erection of a Confederate monument in Richmond County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 925, bill to authorize the county of Richmond to contribute to a fund for the erection of a Confederate monument in Richmond County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. R. 964, joint resolution to authorize the Board of Directors of the North Carolina Soldiers' Home to purchase suits or uniforms of Confederate gray for the old soldiers at the Soldiers' Home, on second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Jones, S. B. 366, bill to amend section 1980 of the Revisal of 1905, with an unfavorable report, is placed on the Calendar.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1040, S. B. 946, bill to incorporate the Elizabeth City and Albemarle Railway Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 513, S. B. 770, bill to regulate hunting in Warren County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 143, S. B. 176, bill to prevent miners from throwing tailings into Silver Creek and its tributaries in Burke County.

Senator Jones calls the previous question.

The call is sustained.

On second reading the bill fails of adoption.

H. B. 818, S. B. 867, bill to amend chapter 20, Laws of the special session of 1908, relating to the terms of the Superior Court of Onslow County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1159, bill to establish in the city of Greensboro a special court to be called the Recorder's Court, and to prescribe the jurisdiction thereof, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 849, bill to amend chapter 436, Public Laws of 1907, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1167, bill to prevent the destruction of quail, partridges or woodcock in Cabarrus County until December 1, 1910, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 116, bill denouncing conduct within the State of North Carolina which interferes with trade and commerce.

Senator Bassett moves that the special order set for to-morrow be displaced, and that the pending bill be taken up as unfinished business in its stead.

The motion is adopted.

LEAVE OF ABSENCE.

On motion of Senator Powell, leave of absence is granted Senator Long of Iredell.

PRIVILEGES OF THE FLOOR.

On motion of Senator Barham, the privileges of the floor are extended to Hon. W. T. Dortch, of Goldsboro.

On motion of Senator Fry, the Senate adjourns until to-morrow at 10 o'clock.

## FORTY-THIRD DAY.

SENATE CHAMBER, February 24, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Shamburger, of this city.

The Committee on Daily Journal reports no corrections to the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Peele, S. B. 1135, bill to regulate the fees of the County Treasurer of Carteret County, with favorable report.

By Senator Spence, H. B. 873, S. B. 1065, bill to authorize the commissioners of Gates County to levy a special tax, with favorable report.

By Senator Spence, H. B. 927, S. B. 980, bill to incorporate the town of Icemorlee, in Union County.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

H. B. 671, S. B. 731, bill to amend the charter of the town of Carthage, with favorable report.

By Senator Spence, S. B. 961, bill to extend the corporate limits of the town of Gastonia, with favorable report.

By Senator Spence, S. B. 973, bill to authorize the commissioners of Mecklenburg County to change the location of the common jail and to issue bonds to repair the present jail or build a new one, with favorable report.

By Senator Bassett, S. B. 912, bill amendatory of the charter of the town of Hamlet, in Richmond County, with favorable report.

By Senator Ray, bill to amend the charter of the town of Webster, with favorable report.

By Senator Barham, S. B. 789, bill to regulate the location of hospitals in the city of Greensboro, thereby amending the charter of said city, with unfavorable report.

By Senator Kluttz, H. B. 1089, S. B. 988, bill to amend chapter 37 of the Private Laws of 1905, amending the charter of the town of Spencer, with favorable report.

By Senator Kluttz, H. B. 713, S. B. 1035, bill to create a permanent sinking fund committee for Cumberland County and to specify its duties, with favorable report.

H. B. 994, S. B. 886, bill to pay deputy sheriffs for the collection of taxes in incorporated cities and towns of Guilford County other than at the county-seat, with favorable report by Senator Holden, for the committee.

H. B. 662, S. B. 902, bill to amend chapter 143 of the Public Laws of 1876-'77, in reference to a board of audit and finance for the city of Wilmington, with favorable report by Senator Holden, for the committee.

By Senator Holden, H. B. 631, S. B. 873, bill to create Bolton Township, in Columbus County, with favorable report.

By Senator Holden, H. B. 629, S. B. 862, bill to authorize the commissioners of Lee County to use the proceeds of the bond issue in payment of bridge debt, with favorable report.

By Senator Kluttz, S. B. 1128, bill to amend Article VIII of the Constitution.

This bill is withdrawn from Committee on Counties, Cities and Towns and referred to Committee on Constitutional Amendments.

By Senator Peele, H. B. 936, S. B. 1124, bill to authorize the Board of Commissioners of Greene County to levy a special tax, with favorable report.

From Committee on Railroads:

By Senator Pharr, S. B. 953, bill to incorporate the Yadkin River Railroad Company, with favorable report.

By Senator Pharr, substitute for H. B. 400, S. B. 732 and S. B. 276, bill to amend chapter 236 of the Private Laws of 1905 so as to change the corporate limits of the town of Tarboro and re-district the same and to repeal the charters of Farrar, Runnymede and West Tarboro.

The committee recommends the passage of the substitute.

By Senator Fry, S. B. 314, bill relating to mileage-books, with unfavorable report.

From Judiciary Committee:

By Senator Lockhart, S. B. 1155, bill to allow the city of Kinston to issue bonds for the extension of city improvements, the liquidation of the city debt and to erect a city markethouse, hall and telephone system, with favorable report.

By Senator Fry, bill for the relief of sheriffs, ex-sheriffs and tax collectors, with favorable report.

By Senator Starbuck, S. B. 1067, bill to secure reasonable compensation to the State for vacant land, and to prohibit the entry and grant of lands not vacant, with favorable report.

By Senator Starbuck, H. B. 287, S. B. 345, bill to punish derogatory statements affecting banks.

The committee reports a substitute and recommends the adoption of the substitute.

By Senator Starbuck, S. B. 1073, bill to forbid the sale of certain narcotic drugs to habitues, and to repeal a clause of chapter 77, Laws of 1907, with favorable report.

Senator Doughton moves that S. B. 852, bill to establish the office of Treasurer of Wilkes County, be withdrawn from Judiciary Committee and placed on the Calendar.

The motion is adopted.

By Senator Pharr, S. B. 963, bill to amend section 3890 of the Revisal of 1905 of North Carolina, relative to building and loan associations, with favorable report.

By Senator Nimocks, S. B. 210, bill relating to bills of lading.

The committee reports a substitute and recommends the passage of the substitute.

From Committee on Propositions and Grievances:

By Senator Nimocks, S. B. 1134, bill to protect the operatives of Cliffside Mills, Rutherford County, with unfavorable report.

By Senator Nimocks, S. B. 1165, bill to prohibit the throwing of sawdust in certain streams in Alamance County, with favorable report.

By Senator Nimocks, S. B. 1164, bill for the relief of H. C. Kearney, Sheriff of Franklin County, with favorable report.

By Senator Gay, H. B. 917, S. B. 1038, bill to prohibit the sale or disposition for profit wine, cider or any other intoxicant within four miles of Elkton Schoolhouse, in District No. 4, for the white race, in Whites Creek Township, Bladen County, with favorable report.

By Senator Holden, H. B. 866, S. B. 1024, bill for the relief of J. C. Council, Tax Collector for the town of Mount Airy.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Public Roads:

By Senator Ormond, H. B. 974, S. B. 889, bill to amend chapter 221, Private Laws of 1891, relative to Valle Crucis, Shawneehaw and Elk Park Turnpike Company, with favorable report.

By Senator Mills, S. B. 703, bill to provide for the registration and identification of motor vehicles and to regulate the use of public highways by such vehicles and persons passing and to provide penalties for the violation thereof, with favorable report.

By Senator Clark, S. B. 278, bill to control and regulate the management of automobiles and other vehicles in various counties.

The committee reports this bill unfavorably and recommends the passage of S. B. 703, reported to-day, with favorable report.

From Committee on Propositions and Grievances:

By Senator Elliott, H. B. 1087, S. B. 1081, bill to improve the drainage of Haw River and Troublesome Creek and their tributaries in Rockingham County, with favorable report.

By Senator Elliott, H. B. 682, S. B. 1021, bill for the relief of A. M. Hicks, of Mitchell County, with unfavorable report.

From Committee on Salaries and Fees:

By Senator Holden, S. B. 1061, bill regulating the pay of certain witnesses in criminal actions in Durham County, with favorable report.

H. B. 993, S. B. 1120, bill to amend chapter 275 of the Laws of 1905, fixing salaries of public officers of Guilford County, providing

that the surplus derived under said act shall be paid to the county commissioners for permanent road building, with favorable report.

By Senator Holden, H. B. 689, S. B. 818, bill to amend section 2785 of the Revisal of 1905, relating to *per diem* of County Commissioners of Yancey County, with favorable report.

By Senator Holden, H. B. 939, S. B. 1106, bill to regulate the pay of jurors in Polk County, with favorable report.

By Senator Holden, H. R. 643, S. R. 1020, resolution to pay Miss A. V. Morrell for services as stenographer to the Committee on Privileges and Elections, with favorable report.

From Judiciary Committee:

Bill to validate certain deeds and conveyances of corporations prior to January 1, 1900, with favorable report.

From Committee on Railroads:

By Senator Pharr, S. R. 1011, resolution of the General Assembly concerning freight rates, with favorable report.

From Committee on Penal Institutions:

By Senator Starbuck, H. B. 1007, S. B. 1104, bill to amend chapter 127 of the Private Laws of 1907, relative to the Wilkesboro and Jefferson Turnpike Company.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Claims:

By Senator Barham, S. R. 698, joint resolution of instruction to our Senators and Representatives in Congress in reference to claims, with favorable report.

Senator Barringer asks permission to withdraw from the consideration of the Senate S. B. 486, bill to revise the law regulating the militia.

Permission is granted accordingly.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 478, S. B. 192, an act to relieve the surety of William H. Worth, late Treasurer, from any further liability on account of his bonds, for concurrence in House amendment.

Placed on the Calendar.

H. B. 777, S. B. 1189, an act to construct a graded road in Ashe County.

Referred to Committee on Public Roads.

H. B. 759, S. B. 1190, an act relating to the Smoky Mountain Railway Company.

Referred to Committee on Railroads.

H. B. 855, S. B. 1191, an act to amend the charter of the town of Edenton.

Placed on the Calendar.

H. B. 858, S. B. 1192, an act to repeal chapter 58, Private Laws of 1897, relating to the charter of the town of Oak Ridge, Guilford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 947, S. B. 1193, an act to amend chapter 85 of Volume II of the Revisal of 1905, relating to election of members of the Board of Public Charities.

Referred to Committee on Judiciary.

H. B. 1008, S. B. 1194, an act to amend chapter 384, Public Laws of North Carolina, creating the Edenton graded schools.

Referred to Committee on Education.

H. B. 1055, S. B. 1195, an act to amend the charter of the North State Agency Company.

Referred to Committee on Corporations.

H. B. 1057, S. B. 1196, an act to incorporate Ebenezer Church, in Goose Creek Township, Union County.

Referred to Committee on Corporations.

H. B. 1144, S. B. 1197, an act to amend chapter 71, Private Laws 1901, relating to acquiring eminent domain.

Referred to Committee on Judiciary.

H. B. 1056, S. B. 1198, an act to amend chapter 319 of the Private Laws of 1899, relative to the charter of the town of Nashville.

Referred to Committee on Counties, Cities and Towns.

H. B. 1150, S. B. 1199, an act to correct State Grant No. 44.

Referred to Committee on Judiciary.

H. B. 1154, S. B. 1200, an act to amend section 55, chapter 120, Private Laws of 1885.

Referred to Committee on Counties, Cities and Towns.

H. B. 1165, S. B. 1201, an act to provide a better system for working the public roads in Clay County.

Referred to Committee on Public Roads.

H. B. 1177, S. B. 1202, an act to provide for the appropriation of certain moneys belonging to Marks Creek Township, in Wake County.

Placed on the Calendar.

H. B. 1178, S. B. 1203, an act to provide for the appropriation of certain moneys belonging to St. Matthews Township, in Wake County.

Placed on the Calendar.

H. B. 1189, S. B. 1204, an act for the better maintenance and support of the public schools of New Hanover County.

Referred to Committee on Education.

H. B. 1205, S. B. 1205, an act to amend chapter 159, Private Acts of 1891, relative to the charter of the town of Lucama.

Referred to Committee on Counties, Cities and Towns.

H. B. 1207, S. B. 1206, an act to incorporate the town of Weaverville in the county of Buncombe.

Referred to Committee on Counties, Cities and Towns.

H. B. 948, S. B. 1207, an act to authorize the issue of State bonds to pay off the present outstanding State bonds which fall due on the first day of July, 1910.

Referred to Committee on Judiciary.

H. B. 928, S. B. 1208, an act to amend section 3733 of the Revisal of 1905, in regard to public drunkenness.

Referred to Committee on Propositions and Grievances.

H. B. 956, S. B. 1209, an act to incorporate the Altapass and Linville Falls Turnpike Company.

Referred to Committee on Public Roads.

H. B. 547, S. B. 1210, an act to regulate payment of jurors in Henderson County.

Referred to Committee on Salaries and Fees.

H. B. 646, S. B. 1211, an act to prohibit the illegal sale of liquors in Burke County.

Referred to Committee on Propositions and Grievances.

H. B. 869, S. B. 1212, an act for the relief of Edward J. Johnson, a public-school teacher, providing for the payment of the balance due him for a school taught in the counties of Ashe and Alleghany.

Referred to Committee on Education.

H. B. 1257, S. B. 612, an act to establish a sewerage system, to enlarge and improve schools and to build and improve streets in the town of Hamlet, for concurrence.

Placed on the Calendar.

H. B. 482, S. B. 902, substitute for H. B. ——, an act to grant a new charter to the city of High Point, Guilford County, North Carolina.

Placed on the Calendar.

H. B. 1279, S. B. 1214, an act to amend section 5349 of the Revisal of 1905, and provide for the classification and publication of the Acts of the General Assembly into Public, Public-Local and Private Acts.

Referred to Joint Committee on Printing.

H. R. 1325, S. R. 1213, joint resolution relating to the promotion of fishing industries of North Carolina, substitute for H. B. 402, and substitute and amendments thereto.

Referred to Committee on Fish and Fisheries.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1116, S. B. 552, an act to amend, alter and consolidate the charter of the town of Farmville, North Carolina.

H. B. 429, S. B. 1085, an act to authorize the city of New Bern to issue bonds in the sum of $25,000.

H. B. 1013, S. B. 1094, an act to authorize the Trustees of Cross Creek graded schools to issue bonds.

H. B. 1064, S. B. 601, an act to incorporate the Trustees of McKenzies Grove African Methodist Episcopal Zion Church and campground, in the county of Catawba.

H. B. 1125, S. B. 651, an act to amend the charter of the Virginia and Carolina Southern Railroad Company.

H. B. 1104, S. B. 1037, an act to amend Public Laws 1895, chapter 138, by striking out the word "Granville" so as to restore Granville to the bill of counties in which the sheriff is required to settle the State taxes by the second Monday in January in each year.

H. B. 1262, S. B. 1016, an act to allow the city of Raleigh to lease a public auditorium.

H. B. 793, S. B. 880, an act to amend section 1506, chapter 28, Revisal of 1905, relating to civil dockets in Rowan Superior Court.

H. B. 818, S. B. 867, an act to amend chapter 20, Public Laws, special session 1908, relating to the terms of Superior Courts of Onslow County.

H. B. 862, S. B. 1083, an act to amend section 1311 of the Revisal of 1905.

H. B. 579, S. B. 504, an act relating to the Western Carolina Power and Transportation Company.

H. B. 513, S. B. 770, an act to protect game in Warren County.

H. R. 1294, S. R. 1110, resolution to pay the expenses of the special committee for visiting and examining the State Hospital for Tuberculosis at Montrose, North Carolina.

H. R. 304, S. R. 226, joint resolution to provide more lights in the Capitol.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Nimocks, S. B. 1171, bill for the relief of certain pupils in School District No. 6, for white, in Cumberland County.

Referred to Committee on Education.

By Senator Martin, S. B. 1172, bill to create a recorder's court for Washington County.

Placed on the Calendar.

By Senator Powell, S. B. 1173, bill to provide for water and lights in the town of Henderson.

Placed on the Calendar.

By Senator Elliott (by request), S. B. 1174, bill for the protection of dogs in Catawba County.

Referred to Committee on Game Laws.

By Senator Holden (by request), S. B. 1175, bill to amend the

Acts of 1907, chapter 732, in regard to compensation of the Assistant Librarian of the Supreme Court.

Referred to Committee on Salaries and Fees.

By Senator Love, S. B. 1176, bill to authorize the Board of Aldermen of the town of Gastonia, Gaston County, to sell and convey certain real estate and to donate the proceeds thereof to the Board of Commissioners of Gaston County.

Placed on the Calendar.

By Senator Manning (by request), S. B. 1177, bill to require attorneys having contigent fees to be responsible for cost in certain actions.

Referred to Judiciary Committee.

By Senator Means, S. B. 1178, bill to appropriate $500 for the State of North Carolina to care for the graves of the North Carolina Confederate officers buried in the cemetery for Confederate officers at Johnstons Island.

Referred to Committee on Finance.

By Senator Dockery (by request), S. B. 1179, bill to empower cities and towns to condemn land in Lee County for sewerage system.

Referred to Committee on Counties, Cities and Towns.

By Senator Gay, S. B. 1180, bill to amend section 2785 of the Revisal of 1905, relating to fees of coroners.

Referred to Committee on Revisal.

By Senator Gay, S. B. 1181, bill to amend section 10 of chapter 276 of the Public Laws of 1907, in reference to collecting certain taxes in Northampton and Halifax counties.

Referred to Committee on Revisal.

By Senator Mills, S. B. 1182, bill for the protection of fish in Floyds Creek, in Rutherford County.

Referred to Committee on Fish and Fisheries.

By Senator Dockery (by request), S. B. 1183, bill to provide for holding courts in Lee County.

Referred to Committee on Judicial Districts.

By Senator Scott (by request), S. B. 1184, bill to validate certain probates.

Referred to Committee on Judiciary.

By Senator Spence, S. B. 1185, bill for the relief of Captain C. F. Siler, ex-Confederate soldier.

Referred to Committee on Pensions.

By Senator Spence, S. B. 1186, bill to appoint a member of the Board of Education for Randolph County.

Referred to Committee on Education.

By Senator Latham, S. B. 1187, bill to prescribe and fix the compensation of County Commissioners of Beaufort County.

Placed on the Calendar.

By Senator Blow, S. B. 1188, bill to amend chapter 21 of the Revisal of 1905, relating to the dissolution of corporations.

Referred to Committee on Corporations.

By Senator Starbuck, S. B. 1215, bill to authorize and empower the Board of Commissioners of Forsyth County to adopt such rules and regulations enforcing discipline among prisoners sentenced to work on the public roads in Forsyth County, as their judgment may indicate.

Referred to Committee on Penal Institutions.

By Senator Starbuck, S. B. 1216, bill to give authority to the Board of Road Commissioners of Forsyth County to expend part of the road fund within cities and towns of the county.

Placed on the Calendar.

By Senator Travis, S. B. 1217, bill to regulate primary elections in Halifax County.

Placed on the Calendar.

By Senator Travis, S. B. 1218, bill to amend chapter 841, Acts 1907, relating to Supreme Court stenographers.

Referred to Committee on Salaries and Fees.

By Senator Mills, S. B. 1219, bill allowing the people of Rutherford Township to vote bonds for the purpose of macadamizing and improving certain roads and streets of said township.

Placed on the Calendar.

By Senator Nimocks, S. B. 1220, bill to purchase sets of Pell's Revisal of 1909 for State officers and General Assembly.

Referred to Committee on Judiciary.

By Senator Elliott, S. B. 1221, bill for the benefit of the State School for the Blind and the Deaf.

Referred to Committee on Appropriations.

By Senator Clark (by request), S. B. 1223, bill to drain Harrison Creek, in Bladen County.

Referred to Committee on Propositions and Grievances.

By Senator Peele, S. B. 1224, bill relative to the duties of State Auditor.

Referred to Judiciary Committee.

By Senator Means, S. B. 1225, bill to repeal sections 4991, 4992, Revisal 1905, in regard to Confederate pensions, and to substitute the following as section 4991 for said two sections.

Referred to Committee on Pensions.

PETITIONS.

Petitions are presented and disposed of as follows:

Petitions requesting that a resolution be passed allowing the people of the State to vote upon a constitutional amendment changing Article X of the Constitution so as to repeal or modify the real and personal exemption, are presented as follows:

By Senator Britt, from citizens of Asheville.
By Senator Kluttz, from citizens of Salisbury.
By Senator Pharr, from citizens of Charlotte.
By Senator Barringer, from citizens of High Point.
By Senator Ray, from citizens of Henderson.
By Senator Long, from citizens of Oxford.
By Senator Travis, from citizens of Scotland Neck.
By Senator Burton, from citizens of Morehead City.
By Senator Johnson, from citizens of Elizabeth City.
By Senator Elliott, from citizens of Lincoln County.
By Senator Godwin, from citizens of Elizabeth City.
By Senator Dockery, from citizens of Silver City.
By Senator Martin, from citizens of the Second District.
By Senator Wray, from citizens of Reidsville.
By Senator Mills, from citizens of Rutherfordton.
By Senator Love, from citizens of the Thirty-second District.
By Senator McCall, from citizens of Morganton.
By Senator Reynolds, from citizens of Mount Airy.
By Senator Fry, from citizens of Brevard, Canton and Waynesville.

These several petitions are referred to Committee on Constitutional Amendment.

By Senator Spence, petition against any change in the law regulating fox hunting in Montgomery County.

Referred to Committee on Game Laws.

By Senator Spence, petition against the passage of any law making it a misdemeanor to work on Sunday.

Referred to Committee on Propositions and Grievances.

PRIVILEGES OF THE FLOOR.

On motion of Senator Barringer, the privileges of the floor are extended to Hon. J. C. Buxton, of Winston-Salem.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 400, S. B. 732, and S. B. 276, bill to amend chapter 236, Private Laws of 1905, so as to change the corporate limits of the town of Tarboro, and to re-district the same, and to repeal charters of Farrar, Runnymede and West Tarboro, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 961, bill to extend the corporate limits of the town of Gastonia, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1078, bill to improve the public roads of Collie Township, Bladen County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 1360, S. R. 1099, resolution of thanks to Mr. John Blue and Mr. James Tuft, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 605, bill to amend the charter of the city of Goldsboro, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

H. B. 893, S. B. 1033, bill to incorporate the town of Nebo, in McDowell County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 958, S. B. 983, bill to amend the charter of the town of Richfield, Stanly County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 861, S. B. 999, bill for the working of the public roads in Graham County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 460, S. B. 674, bill to improve the public roads of Mount Gilead Township, Montgomery County, to create a road commission for said township and to work the same by taxation, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 852, S. B. 767, bill to establish graded schools in the town of Chapel Hill, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 238, S. B. 994, bill to amend chapter 82 of the Public Laws of 1907, in reference to a bond issue for the county of New Hanover, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 841, S. B. 998, bill to authorize Brunswick County to levy a special tax, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

S. B. 470, bill to drain the lowlands of Cross Creek and its tributaries in Lincoln County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

S. B. 550, bill to drain the lowlands of Clarks Creek and its tributaries in Catawba County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

H. B. 865, S. B. 1000, bill to amend the charter of the town of Mount Airy, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 955, S. B. 982, bill to incorporate the town of Glenwood, in McDowell County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 429, S. B. 1085, bill to authorize the city of New Bern to issue bonds in the sum of $25,000, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 1013, S. B. 1094, bill to authorize the Trustees of Cross Creek graded schools to issue bonds, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

S. B. 919, bill to incorporate the Carolina Railway and Power Company, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

H. B. 1033, S. B. 986, bill to provide a system of construction and keeping in repair the public roads of Montgomery County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 698, S. B. 995, bill to authorize the town of Forest City, in Rutherford County, to issue bonds for waterworks, etc., on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means,

Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 540, S. B. 687, bill to amend chapter 409 of the Public Laws of 1899, and chapter 573 of the Public Laws of 1903, relating to establishment of public schools in the city of Washington, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

S. B. 847, bill to authorize the commissioners of Highlands, Catawba County, to call an election to vote additional tax for school purposes, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

H. B. 727, S. B. 1086, bill to regulate the levying of a special tax in Portrums Special-tax School District, in Rutherford County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 671, S. B. 731, bill to amend the charter of the town of Carthage, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 953, bill to incorporate the Yadkin River Railroad Company, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 973, bill to authorize the Board of Commissioners of Mecklenburg County to change the location of the common jail of said county, and issue bonds for either repairing the present jail or building a new one, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 927, S. B. 980, bill to incorporate the town of Icemorlee, in Union County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 1089, S. B. 988, bill to amend chapter 37 of the Private Laws of 1905, amending the charter of the town of Spencer, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 1090, S. B. 989, bill to authorize the Board of Aldermen of the town of Spencer to issue bonds in the sum of $50,000 for the construction or for the purchase of a waterworks system, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz,

Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 873, S. B. 1065, bill to authorize the commissioners of Gates County to levy a special tax, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 936, S. B. 1124, bill to authorize the Board of Commissioners of Greene County to levy a special tax, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1144, bill to establish graded schools in the town of Beaufort, Carteret County, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1155, bill to allow the city of Kinston to issue bonds for the purpose of the extension of city improvements, liquidation of city debt and to erect a city markethouse, hall and telephone system, etc., on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1077, bill to regulate trapping in Collie Township, Bladen County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 851, bill to repeal sections 4112, 4099, 4100, 4101, 4102, 4103, 4104 and 4105 of the Revisal of 1905 of North Carolina, and to pro-

vide for the levying of a special tax, and for a special State appropriation for the maintenance of one or more public schools in every school district for a term of four months in each year and for an equitable apportionment thereof, on second reading.

The bill passes second reading, ayes 28, noes 2, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Dockery, Elliott, Fry, Hawes, Johnson, Kluttz, Latham, Lockhart, Love, Manning, Matthews, McCall, Nimocks, Ormond, Peele, Pharr, Powell, Spence, Starbuck, Tilson, Travis, West —28.

Those voting in the negative are: Senators Holden and Turner—2.

On motion of Senator Blow, further consideration of this bill is made a special order for to-morrow at 12 o'clock.

S. B. 969, bill to abolish the January Term of the Superior Court for Northampton County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 734, S. B. 875, bill for the relief of surveyors in Scotland and Anson counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1056, bill to validate a certain special school-tax election, and to appropriate certain money to the school fund in School District No. 1 in Madison County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 958, bill to amend section 2457 of the Revisal of 1905, relative to fishing in Onslow County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1138, bill to amend that section of the Revisal of 1905, relating to the court calendar of Scotland County, correcting an error of the printer, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 116, bill denouncing conduct within the State of North Carolina which interferes with trade and commerce, the further consideration of this bill having been made a special order for this hour.

Senator Lockhart sends forward an amendment to the substitute reported by the majority of the committee, to strike out all after the enacting clause of said substitute and insert in lieu thereof the several sections of the original bill as introduced by Senator Lockhart and embodying the amendments thereto, which were recommended to the Senate for adoption by the minority report from the Judiciary Committee.

Pending the further consideration of the bill the Senate takes a recess until 8 o'clock to-night.

EVENING SESSION.

The Senate reconvenes at 8 o'clock.

The consideration of the Calendar is resumed.

H. B. 1237, S. B. 612, bill to establish a sewerage system, to enlarge and improve schools and to build and improve streets in the town of Hamlet, for concurrence in House amendment.

The Senate concurs in the House amendment and the bill is ordered enrolled.

S. B. 808, H. B. 944, bill for the better construction and keeping in repair of the public roads of Wayne County, on second reading.

The bill passes second reading.

H. B. 478, S. B. 192, bill to relieve the surety of William H. Worth, late State Treasurer, from any further liability on account of his bond, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 724, S. B. 816, bill to amend chapter 74, Laws of 1908, entitled An act to authorize the commissioners of Lincoln County to issue bonds for the improvement of the public roads, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 689, S. B. 618, bill to amend section 2785 of the Revisal of 1905, relating to the *per diem* of the commissioners of Yancey County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 594, S. B. 819, bill to repeal chapter 702 of the Public Laws of 1907, relating to the Superior Courts of Cherokee County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 500, S. B. 825, bill to provide a method of providing juries for the Superior Courts of Cleveland County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 613, S. B. 837, bill to provide for the working and improving of the public roads of Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 839, bill to amend the road law of Durham County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 846, bill to change the boundary line between Springs Special School-tax District and Saxapahaw Special School-tax District, in Alamance County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 629, S. B. 862, bill to authorize the commissioners of Lee

County to use the proceeds of bonds in payment of bridge debt, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 521, S. B. 865, bill to authorize the commissioners of Moore County to hire out convicts assigned to the roads, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 631, S. B. 873, bill to create Bolton Township, in Columbus County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 994, S. B. 886, bill to pay deputy sheriffs for the collection of taxes in incorporated towns and cities of Guilford County other than the county-seat, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 996, S. B. 888, bill limiting the time of the existence of the Highway Commission for Guilford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 874, S. B. 889, bill to amend chapter 221, Private Laws 1891, relative to the Valle Cruses and Shawneehaw Turnpike Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 849, S. B. 692, bill to amend chapter 853, Laws of 1907, relative to roads in Pamlico County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 702, S. B. 898, bill to better protect the public roads of Washington County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 640, S. B. 901, bill to amend chapter 20, Laws of 1907, relating to the laying out of cartways, tramroads and church roads in Forsyth County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 651, S. B. 904, bill to amend chapter 499, Public Laws of 1903, relative to the School Committee of District No. 1 at Murphy, N. C., on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 906, bill to amend the charter of the town of Webster, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 912, bill amendatory of the charter of the town of Hamlet, Richmond County, North Carolina, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 643, S. R. 1020, resolution to pay Miss A. V. Morrell for services as stenographer to the Committee on Privileges and Elections, on second reading.

The resolution passes second and third readings and is ordered enrolled.

H. B. 940, S. B. 941, bill to protect fish in Clay County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 955, bill to authorize the Whiteville Lumber Company to construct a railroad, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1003, bill to authorize the Board of Trustees of the Tarboro Academy and the Board of Commissioners of the town of Tarboro to exchange sites for the academy, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 866, S. B. 1024, bill for the relief of J. C. Council, Tax Collector for the town of Mount Airy, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 921, S. B. 1021, bill to provide a court stenographer for Wilkes County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1148, S. B. 1026, bill authorizing the County Board of Education of Haywood County to sell certain school property, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 713, S. B. 1025, bill to create a sinking fund committee for the county of Cumberland and to specify its duties, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 919, S. B. 1044, bill to amend chapter 140, Laws of 1907, authorizing the establishment of graded schools in Elizabeth City, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1147, S. B. 1047, bill to amend chapter 272, Private Laws of 1907, relative to the improvement of the graded schools in the town of Waynesville, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1061, bill relating to the pay of certain witnesses in criminal actions in Durham County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 939, S. B. 1106, bill to regulate the pay of jurors in Polk County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 993, S. B. 1120, bill to amend chapter 275, Laws of 1905, fixing the salaries of public officers in Guilford County, and providing for the surplus funds derived under such act shall be paid to the commissioners to provide a fund for permanent road building, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1135, bill to regulate the compensation of the County Treasurer of Currituck County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 962, S. B. 1112, bill to amend chapter 235, Private Laws of 1907, in reference to the election of trustees for Anson Graded-school in Beaufort County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1164, bill for the relief of H. C. Kearney, Sheriff of Franklin County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1087, S. B. 1081, bill to improve the drainage of Haw River and Troublesome Creek and their tributaries, in Rockingham County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1091, S. B. 1082, bill to protect fish in Lake Phelps or Scuppernong, in Tyrrell and Washington counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1165, bill to prohibit the throwing of sawdust in certain streams in Alamance County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1176, bill to authorize the Board of Aldemen of the town of Gastonia, Gaston County, to sell and convey certain real estate, and to donate the proceeds thereof to the building committee of Gaston County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1187, bill to prescribe and fix the compensation of the Board of Commissioners of Gaston County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1177, S. B. 1202, bill to provide for the appropriation of certain money belonging to Marks Creek Township, Wake County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1178, S. B. 1203, bill to provide for the appropriation of certain money belonging to St. Matthews Township, Wake County, on second reading.

The bill passes second and third readings and is ordered enrolled.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 116, bill denouncing conduct within the State of North Carolina which interferes with trade and commerce.

Pending the further consideration of this bill, on motion of Senator Spence, the further consideration of the bill is made a special order for 11:30 o'clock to-morrow, and the Senate adjourns until 10 o'clock to-morrow.

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## FORTY-FOURTH DAY.

SENATE CHAMBER, February 25, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Clark.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Barham, S. B. 1012, bill to amend the charter of the town of Gastonia.

The committee reports the bill without prejudice.

S. B. 1179, bill to empower the cities and towns in Lee County to condemn land for sewerage system, with favorable report.

By Senator Barham, S. B. 1074, bill to authorize the commissioners of Gaston County to issue bonds to defray the expenses of the erection of a courthouse and jail and for the purchase of a site, with favorable report.

By Senator Barham, S. B. 997, bill to amend the charter of the town of Hertford, with unfavorable report.

By Senator Barham, S. B. 1131, bill to revise and amend the charter of the town of West Hickory, in Catawba County, with favorable report.

By Senator Barham, S. B. 1087, bill to amend the charter of the town of Kenly, in Johnston County.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Bassett, S. B. 792, bill to revise and consolidate the charter of Elizabeth City, with favorable report.

S. B. 777, bill for the purpose of levying a special tax to build necessary bridges in Cherokee County, with favorable report.

H. B. 1182, S. B. 930, bill to authorize the commissioners of Chatham County to divide the said county into townships, with favorable report.

H. B. 470, S. B. 458, bill to authorize the commissioners of Ashe County to sell the present farm and Home for the Aged and Infirm and purchase another, with favorable report.

S. B. 1103, bill to fix the compensation of the commissioners of Caswell County, with favorable report.

H. B. 1005, S. B. 1080, bill to allow the Camden Ferry Company to erect a drawbridge on Pasquotank River, with favorable report.

From Judiciary Committee:

S. B. 1157, bill to authorize the commissioners of the town of Tarboro to issue bonds.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Gay, S. B. 928, bill to amend the charter of Shiloh Institute, of the county of Warren, and to change its name to Warrenton Normal and Industrial Institute, with favorable report.

From Committee on Salaries and Fees:

By Senator Holden, S. B. 551, bill to increase the salaries of the public officers of Rockingham County and to increase the county school fund, with unfavorable report.

From Committee on Counties, Cities and Towns:

Bill to repeal chapter 60, special session of 1908, relating to the corporate limits of the town of Murphy.

The committee reports the bill without prejudice.

S. B. 1161, bill to amend section 1314 and to repeal section 1315 of the Revisal of 1905, in regard to filling vacancies in the Board of Commissioners of Vance County, with favorable report.

S. B. 843, bill to amend and alter the charter of the town of Kings Mountain, with favorable report, by Senator Holden.

From Committee on Railroads:

By Senator Fry, H. B. 759, S. B. 1190, bill relating to the Smoky Mountain Railway Company, with favorable report.

From Committee on Education:

H. B. 1034, S. B. 1111, bill for the relief of C. W. Hayes, with unfavorable report.

By Senator Blow, S. B. 935, bill to amend chapter 556 of the Public Laws of 1905, relative to Mooresville Graded Schools, with favorable report.

By Senator Blow, H. B. 1143, S. B. 1108, bill to establish a special-tax school district in Caswell County, with favorable report.

By Senator Blow, H. B. 992, S. B. 1041, bill to amend section 2786, chapter 66, of the Revisal, relative to fixing the *per diem* of the Board of Education of Guilford County, with favorable report.

By Senator Blow, H. B. 1003, S. B. 1088, bill to incorporate the Ahoskie School District and allow it to vote a special tax for schools, and issue bonds.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Blow, H. B. 186, S. B. 773, bill relating to the boundary lines of Barnardsville Special School-tax District, in Buncombe County, with unfavorable report.

H. B. 187, S. B. 774, bill to change the boundary lines of Montreat Special School-tax District, in Buncombe County, Black Mountain Township, with favorable report.

By Senator Blow, H. B. 1184, S. B. 1204, bill for the better maintenance and support of the public schools of New Hanover County, with favorable report.

From Committee on Pensions:

By Senator Means, S. B. 41, bill to extend State aid to the movement for the erection of a monument to Henry L. Wyatt, with favorable report from Committee on Appropriations.

S. B. 1225, bill to repeal sections 4991 and 4992 of the Revisal of 1905, in regard to Confederate pensions, and to substitute the following as section 4991 for said two sections, with favorable report.

By Senator Means, bill to authorize the boards of commissioners of the several counties of the State to increase the pensions of Confederate soldiers and the widows of such and to authorize said boards to levy a special tax, with favorable report.

From Judiciary Committee:

By Senator Pharr, bill to define the residence of a corporation.

The committee reports a substitute and recommends the passage of the substitute.

ENROLLED BILLS.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 540, S. B. 687, an act to amend chapter 409 of the Public Laws of 1899, and chapter 573 of the Public Laws of 1903, relating to the establishment of public schools in the city of Washington, North Carolina.

H. B. 460, S. B. 674, an act to improve the public roads of Mount Gilead Township, Montgomery County, to create a road commission for said township and work the same by taxation.

H. B. 893, S. B. 1033, an act to incorporate the town of Nebo, in McDowell County.

H. B. 1033, S. B. 986, an act to provide a system of constructing and keeping in repair the public roads of Montgomery County.

H. B. 1040, S. B. 946, an act to incorporate the Elizabeth City and Albemarle Railway Company.

H. B. 841, S. B. 998, an act to authorize Brunswick County to levy a special tax.

H. B. 955, S. B. 982, an act to incorporate the town of Glenwood, in McDowell County.

H. B. 865, S. B. 1000, an act to amend the charter of the town of Mount Airy.

H. B. 958, S. B. 983, an act to amend the charter of Richfield, North Carolina, Stanly County.

H. B. 698, S. B. 995, an act to authorize the town of Forest City to issue bonds.

H. B. 861, S. B. 999, an act for the working of the public roads of Graham County.

H. B. 238, S. B. 994, an act to amend chapter 82 of the Public Laws of 1907, in reference to a bond issue for the county of New Hanover.

H. B. 727, S. B. 1086, an act to regulate the levying of the special tax in Portrums Special-tax District, in Rutherford County.

H. B. 870, S. B. 1100, an act to provide for the protection of fish in the waters of Haw River.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Barham, S. B. 1226, bill prescribing the time for holding the courts of the Sixth Judicial District.

Referred to Committee on Judicial Districts.

By Senator Barham, S. B. 1227, bill to protect the good name of women.

Referred to Committee on Revisal.

By Senator Mills, S. B. 1228, bill to allow the ex-Sheriff of Rutherford County to collect arrears of taxes.

Referred to Committee on Counties, Cities and Towns.

By Senator Holden, S. B. 1229, bill regulating practice before justices of the peace.

Referred to Committee on Judiciary.

By Senator Clark, S. B. 1230, bill to authorize Bladenboro Township, in Bladen County, to issue bonds for the improvement of the public roads of the said township.

Placed on the Calendar.

By Senator Sherrill, S. B. 1231, bill to amend section 4, chapter 674, of the Public Laws of 1907, relative to pensions of the Confederate soldiers.

Referred to Committee on Pensions.

By Senator Sherrill, S. B. 1232, bill for the relief of Van Teague, an ex-Confederate soldier.

Referred to Committee on Pensions.

By Senator McCall, S. B. 1233, bill to appoint W. M. Wise and Robert Fox justices of the peace for Burke County.

Referred to Committee on Justices of the Peace.

By Senator Latham, S. B. 1234, bill for the better enforcement of the game law in Beaufort and Currituck counties.

Placed on the Calendar.

By Senator Dawes, S. B. 1235, bill to create a new township in Nash County, to be known as the Mill Branch Township.

Referred to Committee on Counties, Cities and Towns.

By Senator Dawes, S. B. 1236, bill to regulate the sale of loose-leaf tobacco by warehousemen.

Referred to Committee on Agriculture.

By Senator Bassett, S. B. 1237, bill to amend chapter 648 of the Public Laws of 1905, relating to the public roads of Edgecombe County.

Referred to Judiciary Committee.

By Senator Bassett, S. B. 1238, bill to authorize the commissioners of Edgecombe County to fund the debt of the county and levy a special tax to pay the same.

Referred to Judiciary Committee.

By Senator Means, S. B. 1239, bill to revise the charter of the Trustees of the North Carolina College, at Mount Pleasant.

Referred to Committee on Corporations.

By Senator Wray, S. B. 1240, bill to protect birds during the breeding season in Rockingham County.

Referred to Committee on Game Laws.

By Senator Wray, S. B. 1241, bill declaring rural free delivery routes in Rockingham County public roads.

Referred to Committee on Public Roads.

By Senator Holden, S. B. 1242, bill to prevent the sale of near-beer, star beer, bullhead, and other intoxicants, within a radius of one and one-half miles of the Methodist Church in the town of Baileys, in Nash County.

Referred to Committee on Propositions and Grievances.

By Senator Empie, S. B. 1243, bill to incorporate bonding and guaranty corporations.

Referred to Committee on Banking and Currency.

By Senator Elliott, S. B. 1244, bill to amend chapter 43, Private Laws of 1897, affecting mutual insurance societies in Catawba and Lincoln counties.

Referred to Committee on Insurance.

By Senator Pharr, S. B. 1245, bill to authorize the Board of Aldermen of the city of Charlotte to establish drainage districts and require the proper drainage thereof.

Placed on the Calendar.

By Senator Latham, S. B. 1246, bill to create a recorder's court for the town of Belhaven and Pantego Township, and define the jurisdiction and territory thereof.

Placed on the Calendar.

By Senator Matthews, S. B. 1248, bill to amend chapter 28, section 1506, Revisal of 1905, and to fix the time for holding the courts of Sampson County.

Referred to Committee on Judicial Districts.

By Senator Matthews, S. B. 1249, bill relating to Holly Grove Special-tax District, in Sampson County.

Referred to Committee on Education.

By Senator Matthews, S. B. 1250, bill relating to Ingold Special-tax District, in Sampson County.

Referred to Committee on Education.

By Senator West, S. B. 1251, bill to provide for the establishment of a high school at Cowee, Macon County.

Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1187, S. B. 1247, an act for the relief of the County Board of Education of Robeson County.

Placed on the Calendar.

H. B. 792, S. B. 1252, an act to amend chapter 360 of the Private Laws of North Carolina, session 1907, incorporating the Matumuskeet Railway Company, so that said company may construct its railroad to Washington, in the county of Beaufort, North Carolina.

Referred to Committee on Railroads.

H. B. 1357, S. B. 1253, an act to amend chapter 369 of the Private Laws of 1903.

Referred to Committee on Counties, Cities and Towns.

H. B. 1485, S. B. 1254, an act for the relief of E. D. Sneed, of Cumberland County.

Referred to Committee on Education.

H. B. 1436, S. B. 1255, an act to amend chapter 184 of the Private Laws of North Carolina of 1905, relating to the Graham Railroad Company.

Referred to Committee on Railroads.

H. B. 1353, S. B. 1256, an act to incorporate Faison Industrial Training School.

Referred to Committee on Education.

H. B. 1290, S. B. 1257, an act to amend chapter 436, Private Laws of 1907, so as to provide for the election of commissioners of the town of Stovall, in Granville County, for two years instead of annually.

Referred to Committee on Counties, Cities and Towns.

H. B. 1276, S. B. 1258, an act to amend chapter 90 of the Private Laws of 1903, relative to the Hiawassee Valley Railroad.

Referred to Committee on Railroads.

H. B. 1163, S. B. 1259, an act to amend chapter 493, Private Laws of 1907, relative to Transcontinental Railway.

Referred to Committee on Railroads.

H. B. 1425, S. B. 1260, an act to amend chapter 46, Private Laws of 1905, relating to the election of school trustees in the town of Spencer.

Placed on the Calendar.

H. B. 1524, S. B. 1261, an act to confirm patent No. 99, issued April 13, 1780, to John Guerrand, of New Hanover County.

Placed on the Calendar.

H. B. 1510, S. B. 1262, an act to incorporate Sunbury High-school District, in Gates County.

Referred to Committee on Education.

H. B. 1537, S. B. 1263, an act to repeal chapter 123, Private Laws of 1885, relating to the town of Princeville, in Edgecombe County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1570, S. B. 1264, an act to incorporate the Southern Assembly.

Referred to Committee on Corporations.

H. B. 1465, S. B. 1265, an act to incorporate the Graham School, in Warren County, North Carolina.

Referred to Committee on Education.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 298, bill for the relief of Mrs. Mary Artis McDuffie, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 186, S. B. 773, bill relating to the boundary lines of Barnesville Special School-tax District, in Buncombe County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence in the Senate amendment.

H. B. 879, S. B. 811, bill to promote education in Stokes County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 832, S. B. 834, bill to encourage high-school instruction for the counties of Graham and Clay, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 852, bill to re-establish the office of Treasurer of Wilkes County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1069, bill to amend and re-enact chapter 344, Private Laws 1899, incorporating Salisbury and Fayetteville Coast Line Railroad Company.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 662, S. B. 902, bill to amend chapter 143 of the Laws of 1876-'77, in reference to the Board of Audit and Finance of the city of Wilmington, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 503, S. B. 935, bill to amend chapter 556 of the Public Laws of 1905, relative to the Mooresville Graded Schools, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1206, S. B. 951, bill to fix the salaries of the public officers of Rockingham County, and increase the school fund, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1055, S. B. 1195, bill to amend the charter of the North State Agency Company, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 777, S. B. 1189, bill to construct a graded road in Ashe County.

On motion of Senator Doughton, this bill is withdrawn from committee and placed on the Calendar.

S. B. 751, bill to allow the citizens of Gaston County to hold an election to express their will regarding the removal of the county-seat from Dallas to Gastonia, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 992, S. B. 1041, bill to amend chapter 66, section 2786, of the Revisal of 1905, relative to fixing the *per diem* of the Board of Education of Guilford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 918, S. B. 1045, bill to authorize the Board of Graded School Trustees of the town of Elizabeth City to sell certain property, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 735, S. B. 1103, bill to fix the compensation of the commissioners of Caswell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1144, bill to establish graded schools in the town of Beaufort, Carteret County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

S. B. 953, bill to incorporate the Yadkin River Railroad Company, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

S. B. 1155, bill to allow the city of Kinston to issue bonds for the purpose of extension of city improvements, liquidation of city debt and to erect a city markethouse, hall and telephone system, etc., on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

S. B. 973, bill to authorize the Board of Commissioners of Mecklenburg County to change the location of the common jail of said county and to issue bonds for the purpose of either repairing the present jail or building a new one, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives.

H. B. 1090, S. B. 989, bill to authorize the Board of Aldermen of the town of Spencer to issue bonds in the sum of $50,000 for the construction or for the purchase of a waterworks system, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 1089, S. B. 988, bill to amend chapter 37 of the Private Laws of 1905, amending the charter of the town of Spencer, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 400, S. B. 732 (substitute), bill to amend chapter 236 of the

Private Laws of 1905, so as to change the corporate limits of the town of Tarboro and re-district the same and to repeal charter of Farrar, Runnymede and West Tarboro, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered sent to the House of Representatives for concurrence.

H. B. 927, S. B. 980, bill to incorporate the town of Icemorlee, in Union County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 671, S. B. 731, bill to amend the charter of the town of Carthage, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 936, S. B. 1124, bill to authorize the Board of Commissioners of Greene County to levy a special tax, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

H. B. 873, S. B. 1065, bill to authorize the commissioners of Gates County to levy a special tax, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart,

Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

The bill is ordered enrolled.

S. B. 1131, bill to revise and amend the charter of the town of West Hickory, in Catawba County, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 1143, S. B. 1108, bill to establish a special-tax school district in Caswell County, on third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 1003, S. B. 1088, bill to incorporate the Ahoskie School District and to allow it to vote a special tax for schools and to vote to issue bonds, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 842, H. B. 902 (substitute), bill to grant a new charter to the city of High Point, Guilford County, North Carolina, repealing all laws or parts of laws in conflict herewith, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 792, bill to revise and consolidate the charter of Elizabeth City, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett,

Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 855, S. B. 1191, bill to amend the charter of the town of Edenton, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1157, bill to authorize the commissioners of the town of Tarboro to issue bonds, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 864, S. B. 1087, bill to amend the charter of the town of Kenly, Johnston County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1173, bill to provide for water and lights in the town of Henderson, N. C., on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1145, bill to authorize the city of Kinston to issue bonds for additional buildings and equipment of the graded school, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett,

Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 470, S. B. 458, bill to authorize the commissioners of Ashe County to sell the present farm and Home for the Aged and Infirm and purchase another, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 942, S. B. 981, bill establishing graded schools in Pigeon Township, in Haywood County, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 737, S. B. 777, bill for the purpose of levying a special tax to build necessary bridges in Cherokee County, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 1189, S. B. 1204, bill for the better maintenance and support of the public schools in New Hanover County, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

S. B. 1074, bill to authorize the commissioners of Gaston County to issue bonds to defray the expenses of the erection of a courthouse or jail, or both if they may deem necessary, and for the purchase of a site or sites for such courthouse and jail if such board of county commissioners may deem it necessary, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 1219, bill allowing the people of Rutherfordton Township to vote bonds for the purpose of macadamizing and amending certain public roads and streets of said township, on second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Lee, Lockhart, Long of Person, Love, Manning, Martin, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—43.

H. B. 917, S. B. 1038, bill to prohibit the sale or other disposal, for profit, of wine, cider or any intoxicant within four miles of Elkton schoolhouse, in District No. 4 for the white race, in Whites Creek Township, Bladen County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1034, S. B. 1111, bill for the relief of C. W. Hayes, of Hertford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1161, bill to amend section 1314 and to repeal section 1315 of the Revisal of 1905 of North Carolina, in regard to filling vacancies in the Board of Commissioners of Vance County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 759, S. B. 1190, bill relating to the Smoky Mountain Railway Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1005, S. B. 1080, bill to allow the Camden Ferry Company to erect a drawbridge on Pasquotank River, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1010, bill to define the residence of corporations.

The substitute reported by the committee is adopted.

The substitute for the bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 764, bill to protect the holders of accident insurance policies, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House for concurrence in Senate amendment.

On motion of Senator Ormond, S. B. 1145, bill to authorize the city of Kinston to issue bonds for additional buildings and equipments for the graded schools, is ordered withdrawn from committee and placed on the Calendar.

S. B. 1073, bill to forbid the sale of certain narcotic drugs to habitues and to repeal a clause of chapter 77, Laws of 1907, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 851, bill to repeal sections 4112, 4099, 4101, 4102, 4103, 4104 and 4105 of the Revisal of 1905 of North Carolina, and to provide for the levying of a special tax and for a special State appropriation for the maintenance of one or more public schools in every school district for a term of four months in each year, and for an equitable apportionment thereof, on third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Clark, Dawes, Dockery, Doughton, Elliott, Fry, Godwin, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Spence, Starbuck, West—34.

On motion of Senator Blow, S. B. 916, bill to amend certain sections of the Revisal of 1905 and certain sections of the Public Laws of 1907, is made a special order for 8 o'clock to-night.

MESSAGE FROM THE GOVERNOR.

A message is received from the Governor, transmitting a communication from the Insurance Commissioners in reference to certain buildings.

The message is referred to the Committee on Insurance.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 116, bill to prohibit conduct within the State of North Carolina which interferes with trade and commerce, as unfinished business.

Senator Spence offers a substitute for the original bill.

Senator Bassett calls for the previous question.

The call is sustained.

Senator Lockhart demands the ayes and noes.

The amendment offered by Senator Lockhart fails of adoption, ayes 14, noes 33, as follows:

Those voting in the affirmative are: Senators Burton, Dockery, Empie, Fry, Gay, Godwin, Holden, Johnson, Kluttz, Lockhart, Martin, Nimocks, Ormond, Shaw—14.

Those voting in the negative are: Senators Barham, Bassett, Blow, Britt, Clark, Dawes, Doughton, Elliott, Hawes, Jones, Latham, Lee, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—33.

On the question of the adoption of the substitute reported by the committee, Senator Lockhart calls for the ayes and noes.

The call is sustained.

The substitute reported by the committee is adopted, ayes 33, noes 13, as follows:

Those voting in the affirmative are: Senators Bassett, Blow, Britt, Clark, Dawes, Doughton, Elliott, Empie, Fry, Hawes, Jones, Latham, Lee, Long of Person, Love, Manning, Matthews, Means, Mills, Peele, Pharr, Powell, Ray, Reynolds, Scott, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—33.

Those voting in the negative are: Senators Barham, Burton, Dockery, Gay, Godwin, Holden, Johnson, Kluttz, Lockhart, Martin, Nimocks, Ormond, Shaw—13.

On the question of the adoption of the substitute offered by Senator Spence, Senator Lockhart calls for the ayes and noes.

The call is sustained.

The substitute fails of adoption, ayes 17, noes 27, as follows:

Those voting in the affirmative are: Senators Burton, Dockery, Fry, Gay, Godwin, Hawes, Holden, Johnson, Kluttz, Lockhart, Martin, Nimocks, Ormond, Pharr, Powell, Shaw, Spence—17.

Those voting the negative are: Senators Barham, Bassett, Blow, Britt, Clark, Dawes, Doughton, Elliott, Empie, Jones, Latham, Long of Person, Love, Manning, Matthews, Means, Mills, Peele, Reynolds, Scott, Sherrill, Starbuck, Tilson, Travis, Turner, West, Wray—27.

On the passage of the substitute reported by the committee on its second reading, Senator Lockhart calls for the ayes and noes.

The call is sustained.

The substitute passes second reading, ayes 42, noes 5, as follows:

Those voting in the affirmative are: Senators Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hawes, Holden, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West—42.

Those voting in the negative are: Senators Barham, Gay, Johnson, Sherrill, Wray—5.

On the passage of the bill on its third reading, Senator Lockhart offers a substitute for the bill.

On the question of the adoption of the substitute, Senator Lockhart calls for the ayes and noes.

The call is sustained.

The substitute fails of adoption, ayes 10, noes 31, as follows:

Those voting in the affirmative are: Senators Dockery, Fry, Gay, Holden, Johnson, Lockhart, Martin, Nimocks, Ormond, Shaw—10.

Those voting in the negative are: Senators Barham, Bassett, Blow, Britt, Clark, Dawes, Doughton, Elliott, Empie, Hawes, Jones, Latham, Lee, Long of Person, Love, Manning, McCall, Means, Mills, Peele, Pharr, Powell, Reynolds, Scott, Sherrill, Spence, Starbuck, Turner, West, Wray—31.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Lockhart gives notice of protest.

On motion of Senator Ormond, the bill known as the solicitor's salary bill, is made a special order for to-night.

H. B. 1187, S. B. 1247, bill for the relief of the County Board of Education of Robeson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion, the Senate takes a recess until 8 o'clock to-night.

EVENING SESSION.

The Senate reconvenes at 8 o'clock.

REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Peele, bill to protect roads and bridges in Clay County, with favorable report.

H. B. 837, S. B. 1119, bill to amend chapter 307, Private Laws of 1899, relative to the Board of Aldermen of the town of Sanford establishing grade lines for the streets and sidewalks for the streets of said town.

The amendment reported by the committee is adopted.

The bill passes second and third readings and is ordered enrolled.

From Judiciary Committee:

By Senator Fry, S. B. 615, bill to amend section 3662 of the Revisal, relative to escapes, with favorable report.

By Senator Fry, S. B. 1149, bill relative to advertising public sales, with favorable report.

By Senator Fry, S. B. 497, bill to regulate land surveying, with favorable report.

By Senator Fry, H. B. 1144, bill to amend chapter 71, Private Laws 1901, relating to acquiring eminent domain, with favorable report.

S. B. 1229, bill to regulate the practice before justices of the peace, with unfavorable report.

S. B. 798, bill to amend section 3076 of the Revisal of 1905, limiting the time within which surveyors shall test their needles upon the official meridian monuments established in the different counties, with unfavorable report.

By Senator Blow, H. B. 1051, S. B. 987, bill to allow the town commissioners of Hendersonville to levy a special tax, with unfavorable report.

By Senator Blow, S. B. 1151, bill validating certain probates and approving the form in general use, with unfavorable report.

By Senator Blow, S. B. 1146, bill to repeal chapter 457 of the Public Laws of 1907, and thereby prevent the cumulative voting of stock, with unfavorable report.

S. B. 1188, bill to amend chapter 21 of the Revisal of 1905, relative to the dissolution of a corporation, with favorable report.

By Senator Blow, S. B. 1006, bill to fund the floating debt of Elizabeth City, with favorable report.

S. B. 1154, bill to change section 3746 of the Revisal of 1905, relating to trespass, in order to afford better protection to the lands of the State Board of Education, with favorable report.

By Senator Blow, S. B. 706, bill to authorize the lessees of land for tramways and other purposes to continue the operation of such tramways after the expiration of the leases in certain cases, with unfavorable report.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 781, S. B. 1023, bill to protect roads and bridges in Clay County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1234, bill for the better enforcement of the game law in Beaufort and Currituck counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1425, S. B. 1260, bill to amend chapter 45 of the Private Laws of 1905, relating to the election of school trustees of the town of Spencer, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1172, bill to create a recorder's court for Washington County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1245, bill to authorize the Board of Aldermen of the city of Charlotte to establish drainage districts and require the proper drainage thereof.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1179, bill to empower the cities and towns of Lee County to condemn lands for a sewerage system, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading.

H. B. 300, S. B. 515, bill to repeal chapter 60, special session of 1908, relating to the corporate limits of Murphy, Cherokee County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1149, bill relative to advertising public sales, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1188, bill to amend chapter 21 of the Revisal of 1905, relative to the dissolution of a corporation, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 29, S. B. 1116, bill relative to ex-sheriffs and tax collectors, on second reading.

Senator West offers the following amendment:

Amend by adding the county of Macon.

The amendment is adopted.

By Senator Martin:

Amend by adding the county of Washington.

The amendment is adopted.

Amendment by Senator Godwin:

Amend by striking out section 5.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence.

S. B. 1217, bill to regulate primary elections in Halifax County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 916, bill to be entitled an act to amend certain sections of the Revisal of 1905 and certain chapters of the Public Laws of 1907, being parts of the Public School Law.

Senator Pharr offers the following amendment:

Amend section 4 by striking out the words in printed copy "two-thirds," in section 4, line 8, and insert in lieu thereof the words "one-half."

The amendment is adopted.

Senator Burton offers the following amendment:

Amend section 6 by adding: "*Provided*, that nothing in this section shall authorize the appointment of any member of the Board of Education of Onslow County for a term longer than two years."

The amendment fails to pass.

Senator Pharr offers the following amendment:

Amend by striking out all of section 5.

The amendment fails to pass.

Senator Sherrill offers the following amendment:

"That the provision of section 6 shall not apply to Caldwell County. That said board of education and county superintendent of schools shall be elected under the same rules and regulations as govern the election of members of the General Assembly."

The amendment fails to pass.

Senator Blow offers the following amendment:

Amend section 6 by inserting in line 8 thereof the following words: "except in those counties now authorized to elect their boards of education."

The amendment is adopted.

Senator Mills offers the following amendment:

Amend section 6 by inserting after the words "qualified," in line 20 of the printed copy, the following words: "*Provided*, this provision shall not apply to those counties which elect their boards of education under special acts."

Pending further consideration of this bill, the Senate adjourns until to-morrow morning at 10 o'clock.

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## FORTY-FIFTH DAY.

SENATE CHAMBER, February 26, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Nimocks, of Cumberland County.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

By Senator Kluttz, S. B. 804, bill to authorize the county commissioners of Columbus County to hire out convicts, with favorable report.

By Senator Kluttz, H. B. 1048, S. B. 1102, bill to establish a police commission for the city of Asheville.

The committee reports a substitute for the bill without prejudice.

From Committee on Finance:

By Senator Doughton, S. B. 1178, bill to appropriate $500 for the State of North Carolina to care for the graves of Confederate officers buried in the cemetery for Confederate soldiers at Johnston's Island, with favorable report.

By Senator Dawes, S. B. 1072, bill to provide for the collection of taxes after levy on real estate, with unfavorable report.

By Senator Doughton, S. B. 712, bill to provide for the inspection of illuminating oils and fluids, with unfavorable report.

A minority report is filed by Senators Barham, Bassett and Britt, recommending that the bill do pass.

On motion of Senator Doughton, the bill is made a special order for next Tuesday, March 2d, at 12 o'clock.

From Judiciary Committee:

By Senator Manning, H. B. 924, S. B. 978, bill to authorize the commissioners of Scotland County to issue bonds to build public roads, if voted for by the qualified voters of the township.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Manning, S. B. 548, bill to provide for the establishment of a board of police commissioners for the city of Durham.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Bassett, S. B. 1238, bill to authorize the commissioners of Edgecombe County to fund the debt of the county and levy a special tax to pay the same.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Bassett, H. B. 1237, bill to amend chapter 648 of the Public Laws of 1905, relating to the public roads of Edgecombe County, with favorable report.

By Senator Ormond, H. B. 887, S. B. 1091, bill to amend section 8, chapter 96, Public Laws of 1899, relative to the election of trustees of the graded schools of the city of Kinston by the people.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Ormond, H. B. 887, S. B. 1092, and H. B. 889, S. B. 1090, bills to authorize the election of the chief of police and the city clerk of the city of Kinston by the qualified voters of said city.

The committee reports a substitute for these two bills and recommends the passage of the substitute.

By Senator Ormond, H. B. 1179, S. B. 1089, bill to establish in the city of Kinston a special court, to be called the Recorder's Court, and to prescribe the jurisdiction thereof, with favorable report.

By Senator Manning, H. B. 948, S. B. 1207, bill to authorize the issue of State bonds to pay off the present State bonds outstanding which fall due on the first day of July, 1910, with favorable report.

From Committee on Corporations:

By Senator Manning, H. B. 194, S. B. 540, bill to incorporate the Asheville and East Tennessee Railway Company.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Fish and Fisheries:

By Senator Burton, S. B. 1182, bill for the protection of fish in Floyds Creek, Rutherford County, with favorable report.

From Committee on Propositions and Grievances:

By Senator Holden, S. B. 1242, bill to prevent the sale of near-beer, star beer, bullhead and other intoxicants within a radius of one and one-half miles of the Methodist Church in the town of Bailey, Nash County, with favorable report.

From Committee on Railroads:

By Senator Manning, S. B. 1034, bill to organize the merger of a railroad company, to be organized in Ashe and Alleghany counties, with the Virginia Southern Railroad Company, with favorable report.

By Senator Ormond, H. B. 424, S. B. 856, bill to amend section 2634 of the Revisal of 1905, in regard to the penalty law, with favorable report.

From Joint Committee on Insane Asylums:

By Senator Spence, S. B. 668, bill to provide for the deficit of the State Hospital at Goldsboro, North Carolina.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Public Health:

By Senator Scott, S. B. 805, bill to appoint a board of health for the city of Durham, North Carolina, with favorable report.

From Committee on Game Laws:

By Senator Pharr, S. B. 196, S. B. 812, bill to protect deer in Henderson, Transylvania, Haywood and Jackson, with favorable report.

From Committee on Judicial Districts:

Bill to provide an additional term of court for Mitchell County.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

On motion of Senator Jones, S. B. 966, bill to incorporate the Old North State Colored Christian Conference, is taken from the table and placed on the Calendar.

On motion of Senator Godwin, H. B. 981, S. B. 1123, bill to amend section 3316 of the Revisal of 1905, relative to shipping certain birds from the State, is withdrawn from Committee on Game Laws and placed on the Calendar.

On motion of Senator Blow, one of the stenographers in the Engrossing Clerk's office is detailed to assist the Committee on Appropriations in preparing their report.

ENROLLED BILLS.

Senator Clark, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 1019, S. B. 557, an act to incorporate the Denver and Lincolnton Railway Company.

H. B. 1315, S. B. 758, an act to authorize the commissioners of Cumberland County to issue bonds and levy taxes for the construction of a bridge over the Cape Fear River.

H. B. 752, S. B. 422, an act to amend the charter of Elon College, North Carolina.

H. B. 918, S. B. 1045, an act to authorize the Board of Graded-school Trustees of the town of Elizabeth City to sell certain property in the town of Elizabeth City, North Carolina, and to mortgage other property in said town belonging to said board for the purpose of raising funds to pay for completing and properly equipping the new graded-school building in said town.

H. B. 1317, S. B. 791, an act to authorize and empower the town of Graham to issue bonds for the improving of its streets and for the establishing of a sewerage system in said town.

H. B. 852, S. B. 767, an act to establish graded schools in the town of Chapel Hill.

H. B. 1303, S. B. 587, an act to establish a graded school in Russell Special-tax School District, in Hoopers Creek Township, Henderson County.

H. B. 640, S. B. 901, an act to amend chapter 20 of the Public Laws of 1907.

H. B. 651, S. B. 904, an act to amend chapter 499, Public Laws of North Carolina for 1903, relative to the School Committee of District No. 1, Murphy, North Carolina.

H. B. 874, S. B. 889, an act to amend chapter 221, Private Laws 1891, relative to Valle Cruses, Shawneehaw and Elk Park Turnpike Company.

H. B. 629, S. B. 862, an act to authorize the commissioners of Lee County to spend surplus proceeds of construction bonds in the building of bridges.

H. B. 618, S. B. 837, an act to provide for the working and improving the public roads of Ashe County.

H. B. 993, S. B. 1120, an act to amend chapter 275 of the Laws of 1905, fixing salaries of public officers of Guilford County, providing that the surplus funds derived under said act shall be paid to county commissioners for permanent road building.

H. B. 713, S. B. 1035, an act to create a permanent sinking-fund committee for Cumberland County, and to specify its duties.

H. B. 734, S. B. 875, an act for the relief of surveyors in Scotland and Anson counties.

H. B. 1257, S. B. 612, an act to establish a sewerage system, build and enlarge schools and build and improve streets in the town of Hamlet.

H. B. 1314, S. B. 756, an act to extend the time to allow the Camden Ferry Company to erect a drawbridge on Pasquotank River.

H. B. 1066, S. B. 649, an act to amend chapter 81 of the Revisal of

1905, relative to barb-wire fences in Catawba, Richmond, Rutherford and other counties.

H. B. 1323, S. B. 917, an act to fix the fees of the Sheriff of Robeson County for summoning a special venire.

H. B. 1254, S. B. 709, an act relative to cotton-weighers in Franklin County.

H. B. 1055, S. B. 1195, an act to amend the charter of the North State Agency Company.

H. B. 1475, S. B. 757, an act to amend the charter of the Aberdeen and Asheboro Railroad Company.

H. B. 1182, S. B. 930, an act to authorize the commissioners of Chatham County to divide said county into townships.

H. B. 1087, S. B. 1081, an act to improve the drainage of Haw River and Troublesome Creek and their tributaries, in Rockingham County.

H. B. 759, S. B. 1190, an act relating to the Smoky Mountain Railway Company.

H. B. 849, S. B. 892, an act to amend chapter 853 of the Public Laws of 1907, relative to roads.

H. B. 1079, S. B. 582, an act to authorize the commissioners of the town of Rowland to issue bonds to fund the indebtedness of said town.

H. B. 1410, S. B. 474, an act to amend the graded-school law of Hendersonville, North Carolina.

H. B. 944, S. B. 808, an act providing for the better construction and keeping in repair of the public roads of Wayne County.

H. B. 962, S. B. 1112, an act to amend chapter 235, Private Laws of 1907, in regard to the election of trustees for Aurora Graded School, in Beaufort County.

H. B. 702, S. B. 892, an act to better protect the public roads in Washington County.

H. B. 1034, S. B. 1111, an act for the relief of C. W. Hayes, of Hertford County.

H. B. 917, S. B. 1038, an act to prohibit the sale or other dispensation, for profit, of wine, cider or any intoxicant within four miles of Elkton schoolhouse, in District No. 4, for white race, in Whites Creek Township, Bladen County.

H. B. 832, S. B. 834, an act to encourage high-school instruction for the counties of Graham and Clay.

H. B. 478, S. B. 192, an act to relieve the surety of William H. Worth, late State Treasurer, from any further liability on account of his bonds.

H. B. 994, S. B. 886, an act to pay deputy sheriffs for the collection of taxes in incorporated towns and cities of Guilford County other than the county-seat.

H. B. 1168, S. B. 949, an act to prevent the obstruction of Natmore Creek, in Frenchs Creek Township, Bladen County.

H. B. 1459, S. B. 259, an act to authorize the Board of County Commissioners of Macon County to donate a certain plat of ground to establish a Confederate monument thereon.

H. B. 1465, S. B. 576, an act to exempt certain persons from jury service.

H. B. 1305, S. B. 622, an act authorizing the commissioners of Richmond County to employ an auditor to examine the books, accounts, receipts, etc., of the several county officers of said county, or any of them, whenever deemed advisable.

H. B. 1473, S. B. 704, an act to facilitate the registrations of contracts made by corporations.

H. B. 1592, S. B. 1056, an act to validate a certain special school-tax election, and to appropriate certain moneys to the school fund in School District No. 1, Madison County.

H. B. 1252, S. B. 740, an act to amend chapter 173, Public Laws of 1905, to regulate the hunting of pheasants in Randolph County.

H. B. 1240, S. B. 304, an act for the protection of ducks and squirrels in Guilford County.

H. B. 1300, S. B. 655, an act to prevent salaried officers and employees from receiving pay as witnesses in criminal actions in New Hanover County.

H. B. 1472, S. B. 702, an act prescribing the method of drawing jurors in New Hanover County and the qualifications of said jurors.

H. B. 1247, S. B. 783, an act to divide Gulledge Township, in Anson County, into two voting precincts.

H. B. 1477, S. B. 795, an act to amend chapter 77, section 3073, of the Revisal of 1905, relating to weights and measures in the county of Sampson.

H. B. 992, S. B. 1041, an act amending chapter 66, section 2786, of the Revisal of 1905, relative to fixing the *per diem* of the Board of Education of Guilford County.

H. B. 1135, S. B. 766, an act to authorize the Board of County Commissioners of Bladen County to establish a chaingang.

H. B. 1075, S. B. 488, an act to provide for the working of the public roads of Lee County by convicts.

H. B. 1414, S. B. 673, an act to amend the charter of the town of Rowland, in the county of Robeson, and State of North Carolina.

H. B. 1237, S. B. 602, an act authorizing the Board of Commissioners of Currituck County to levy a special tax.

H. B. 1413, S. B. 669, an act to incorporate the town of Bostic, in Rutherford County.

H. B. 1321, S. B. 799, an act to provide for the levying of a tax for working the roads of Rutherford County.

H. B. 1308, S. B. 648, an act providing for the maintenance of roads in Beaver Dam Township, in Richmond County, by taxes, if petitioned for by a majority of the qualified voters.

H. B. 1481, S. B. 845, an act to authorize the town of Greenville to fund its floating debt, and to issue interest-bearing securities therefor.

H. B. 1187, S. B. 1247, an act for the relief of the County Board of Education of Robeson County.

H. B. 1411, S. B. 529, an act to incorporate the town of Watha, in Pender County.

H. B. 1126, S. B. 642, an act to confer police powers on sheriffs and constables at Glen Haven Mills, Burlington Township, Alamance County, and to prohibit drunkenness there.

H. B. 1127, S. B. 650, an act to amend the charter of the Bank of Lumberton, at Lumberton, North Carolina.

H. B. 1250, S. B. 840, an act to authorize the County Board of Education of Iredell County to pay an unpaid salary of a public school teacher.

H. B. 1242, S. B. 526, an act to regulate the shooting of squirrels in Currituck County.

H. B. 1253, S. B. 739, an act to authorize the commissioners of Randolph County to discontinue working convicts on the public roads.

H. B. 1306, S. B. 623, an act authorizing the commissioners of the town of Rockingham to condemn land for cemetery uses.

H. B. 1238, S. B. 42, an act to regulate the times of holding the Superior Courts of Bladen County.

H. B. 1028, S. B. 637, an act to establish the office of standard-keeper in Camden County.

H. B. 1072, S. B. 579, an act to validate a certain election held in the town of Bryson City on the 7th day of May, 1907, and for other purposes.

H. B. 1484, S. B. 1007, an act to amend chapter 258 of the Public Laws of 1905, which relates to the working of the public roads of Cumberland County.

H. B. 1312, S. B. 663, an act to authorize the Board of Education of Henderson County to change the boundary lines between School Districts Nos. 2 and 3 of Crab Creek Township, and 2 and 4 of Hoopers Creek Township, in said county, for the convenience of the school children living therein.

H. B. 500, S. B. 825, an act to provide a method of providing juries for the Superior Courts of Cleveland County.

H. B. 1255, S. B. 672, an act to prohibit the setting of steel traps on the lands of another.

H. B. 1256, S. B. 738, an act to amend chapter 462, Public Laws of 1903, so as to provide court stenographers for Randolph County.

H. B. 919, S. B. 1044, an act to amend chapter 140, Private Laws of 1907, authorizing the establishment of graded schools in the town of Elizabeth City.

H. B. 1177, S. B. 1202, an act to provide for the appropriation of certain moneys belonging to Marks Creek Township, in Wake County.

H. B. 521, S. B. 865, an act to authorize the Board of Commissioners of Moore County to hire out convicts assigned to work upon any roads of said county.

H. B. 724, S. B. 816, an act to repeal chapter 74, Public Laws of

1908, entitled An act to authorize the commissioners of Lincoln County to issue bonds to macadamize and improve the public roads thereof.

H. B. 1178, S. B. 1203, an act to provide for the appropriation of certain moneys belonging to St. Matthews Township, in Wake County.

H. B. 1482, S. B. 927, an act to authorize the Board of Commissioners of Richmond County to issue bonds.

H. B. 1483, S. B. 960, an act to allow the aldermen of the town of Gastonia to condemn lands for establishing cemeteries.

H. B. 1298, S. B. 56, an act to amend sections 2686 and 2712 of the Revisal of 1905, concerning meeting of township boards of supervisors.

H. B. 1128, S. B. 653, an act to amend the charter of the Robeson County Loan and Trust Company.

H. B. 1251, S. B. 741, an act to amend section 2944 of the Revisal of 1905, relating to holding municipal elections in the county of Randolph.

H. B. 396, S. B. 1124, an act to authorize the Board of Commissioners of Greene County to levy a special tax.

H. B. 1480, S. B. 962, an act to confer police powers on deputy sheriffs at Longhurst, in Person County, and to protect property and preserve the peace of said village.

H. B. 671, S. B. 731, an act to amend the charter of the town of Carthage.

H. B. 873, S. B. 1063, an act to authorize the commissioners of Gates County to levy a special tax.

H. B. 927, S. B. 930, an act to incorporate the town of Icemorlee, in Union County.

H. B. 1089, S. B. 283, an act to amend chapter 37 of the Private Laws of 1905, amending the charter of the town of Spencer.

H. B. 862, S. B. 902, an act to amend an act entitled An act to establish a board of audit and finance for the city of Wilmington.

H. B. 878, S. B. 811, an act to promote education in Stokes County.

H. B. 503, S. B. 930, an act to amend chapter 558 of the Public Laws of 1905, providing for the better administration of the Mooresville graded schools.

H. B. 1035, S. B. 1105, an act to fix the compensation of the commissioners of Caswell County.

H. B. 921, S. B. 1025, an act to provide for a court stenographer for Wilkes County.

H. B. 1148, S. B. 1026, an act authorizing the County Board of Education of Haywood County to sell certain school property in said county.

H. B. 1147, S. B. 1047, an act to amend chapter 272 of the Private Laws of 1907, to provide for the improvement of the graded schools in the town of Waynesville, and to provide for the issuance of bonds to purchase land and construct and equip an additional building.

H. B. 996, S. B. 888, an act limiting the time of existence of the Highway Commission of Guilford County.

H. B. 940, S. B. 941, an act to protect fish in Clay County.

H. B. 631, S. B. 873, an act to create Bolton Township, in Columbus County.

H. B. 1307, S. B. 638, an act authorizing the commissioners of Onslow County to issue bonds to pay the past-due interest on bonds issued to the Wilmington, New Bern and Norfolk Railroad Company under chapter 233, Laws of 1885, and acts amendatory thereof.

H. B. 1090, S. B. 989, an act to authorize the Board of Aldermen of the town of Spencer to issue bonds in the sum of $50,000 for the construction or for the purchase of a waterworks system.

H. B. 939, S. B. 1106, an act to regulate the pay of jurors in Polk County.

H. B. 1091, S. B. 1082, an act to protect fish in Lake Phelps or Scuppernong in Tyrrell and Washington counties.

H. B. 1005, S. B. 1080, an act to extend the time to allow the Camden Ferry Company to erect a drawbridge on Pasquotank River.

H. B. 1412, S. B. 636, an act to incorporate the town of Stantonburg, in the county of Wilson.

H. B. 1318, S. B. 794, an act to authorize the city of Randleman to issue bonds and levy a special tax for street improvements.

H. B. 1313, S. B. 701, an act to establish the Walnut Cove Graded-school District.

H. B. 1458, S. B. 180, an act to authorize the commissioners of Wilkes County to levy an additional tax in special school-tax district No. 5, known as the Wilkesboro Graded High School.

H. B. 1241, S. B. 759, an act to amend chapter 405 of the Public Laws of 1903.

H. B. 1243, S. B. 546, an act to prohibit killing deer in Atlantic Township, Currituck County.

H. B. 1026, S. B. 207, an act to extend the time to organize the Edgecombe Railway Company and to continue the charter granted it by chapter 136, Private Laws of 1905.

H. B. 594, S. B. 819, an act to repeal chapter 702 of the Public Laws of 1907, relative to the Superior Court of Cherokee County.

H. B. 866, S. B. 1024, an act to allow the tax collector of the town of Mount Airy to collect back taxes.

H. B. 1409, S. B. 394, an act to amend the charter of the town of Bryson City.

H. B. 1076, S. B. 527, an act to amend section 1506 of the Revisal of 1905, in relation to the Superior Courts of Forsyth County.

H. B. 895, S. B. 327, an act authorizing the Board of Commissioners of Jackson County to donate lands for the purpose of erecting a Confederate monument thereon.

H. B. 747, S. B. 287, an act permitting the commissioners of Richmond County to donate lands for the purpose of erecting a Confederate monument thereon.

H. B. 689, S. B. 818, an act to amend section 2785 of the Revisal of 1905, relating to *per diem* of County Commissioners of Yancey County.

H. B. 1311, S. B. 662, an act to establish a graded school in Stony Mountain Special-tax School District, in Henderson County.

H. B. 596, S. B. 933, an act to establish a special court for Rowan County, with civil and criminal jurisdiction, to be known as Rowan County Court.

H. B. 1246, S. B. 788, an act providing for the laying out and the working of the public roads of Guilford County.

H. B. 1425, S. B. 1260, an act to amend chapter 46, Private Laws of 1905, relating to the election of school trustees in the town of Spencer.

H. B. 781, S. B. 1023, an act to protect the public roads and bridges in Clay and Rutherford counties.

H. B. 911, S. B. 556, an act to provide diphtheria antitoxin for indigent persons sick of diphtheria.

H. B. 1582, S. B. 1015, an act to provide for the working of the public roads of Northampton County, and to levy a special tax therefor, and to repeal chapter 538 of the Public Laws of 1903.

H. R. 1360, S. R. 1099, resolution of thanks to Mr. John Blue and Mr. Tuft.

H. R. 643, S. R. 1020, resolution to pay Miss A. V. Morrell for services as stenographer to Committee on Privileges and Elections.

H. B. 300, S. B. 515, an act to repeal chapter 60, Laws of special session 1908, relating to the extension of the corporate limits of the town of Murphy, Cherokee County.

H. B. 1462, S. B. 423, an act to incorporate the town of Iron Station, in Lincoln County, North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Manning, S. B. 1312, bill to incorporate the Durham School of Music.

Referred to Committee on Corporations.

By Senator Barham, S. B. 1313, bill amendatory to an act entitled An act to incorporate the Atlantic and Northwestern Railroad Company, and all laws amendatory thereto.

Placed on the Calendar.

By Senator Turner, S. B. 1314, bill to prevent persons hunting upon the lands of another in Grove Township, Harnett County, without written permission.

Referred to Committee on Game Laws.

By Senator Ormond, S. B. 1315, bill to amend section 1747 of the Revisal of 1905, as amended by chapter 805 of the Public Laws of 1907, so as to extend the time for registering grants.

Referred to Judiciary Committee.

By Senator Kluttz, S. B. 1316, bill to provide for the appointment of court stenographers for Rowan County.

Placed on the Calendar.

By Senator Kluttz, S. B. 1317, bill to incorporate the Salisbury Railway Company.

Referred to Committee on Railroads.

By Senator Godwin, S. B. 1318, bill for the better working and improvement of the roads and public highways of the county of Gates.

Placed on the Calendar.

By Senator Mills, S. B. 1319, bill to amend chapter 825 of the Public Laws of 1907, for the protection of birds in Rutherford County.

Placed on the Calendar.

By Senator Empie, S. B. 1320, bill to amend sections 967, 968, 969, 970 and 972 of the Revisal of 1905, relating to the law of assignments for the benefit of the creditors.

Referred to Judiciary Committee.

By Senator Shaw, S. B. 1321, bill to appoint justices of the peace for Robeson County.

Referred to Committee en Justices of the Peace.

By Senator Fry, S. B. 1322, bill for the relief of F. B. Gibson, of Swain County, a Confederate soldier.

Referred to Committee on Pensions.

By Senator Fry, S. B. 1323, bill for the relief of Joseph D. Hart, a Confederate soldier of Swain County.

Referred to Committee on Pensions.

By Senator Dockery, S. B. 1324, bill to authorize the town of Rockingham to expend money to let the country know what a good town it is.

Referred to Committee on Counties, Cities and Towns.

By Senator Dockery, S. B. 1325, bill to authorize the town of Southern Pines to advertise.

Referred to Committee on Counties, Cities and Towns.

By Senator Dockery, S. B. 1326, bill for the relief of Thomas M. Seawell.

Referred to Committee on Propositions and Grievances.

By Senator Burton, S. B. 1327, bill to allow the Board of Aldermen of the city of New Bern to accept and pay for pavement and curbing on sidewalks heretofore made by owners of property abutting.

Placed on the Calendar.

By Senator Burton, S. B. 1328, bill to provide for condemnation of the site of the Union Depot in the city of New Bern.

Referred to Committee on Judiciary.

By Senator Peele (by request), S. B. 1329, bill to create a public school district in Lee County and to provide for a special tax for the support of the school therein.

Placed on the Calendar.

By Senator Turner, S. B. 1330, bill to require the commissioners of Harnett County to elect standard-keeper for said county.

Referred to Committee on Counties, Cities and Towns.

By Senator Clark, S. B. 1331, bill to incorporate Hodge Institute, at Clarkton, in Bladen County.

Placed on the Calendar.

By Senator Means, S. B. 1332, bill to establish a board of water-course commissioners for Adams Creek, in Cabarrus County.

Placed on the Calendar.

By Senator Jones, S. B. 1333, bill to amend an act passed at the present session of the General Assembly to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4.

Referred to Committee on Education.

By Senator Doughton, S. B. 1334, bill to regulate the pay of jurors in Wilkes County.

Placed on the Calendar.

By Senator Means, S. B. 1335, bill to compromise, adjust and settle the indebtedness of the University of North Carolina to the estate of the late Governor David L. Swain.

Referred to Committee on Trustees of the University.

By Senator Means, S. B. 1336, bill to incorporate the Mount Pleasant Railway Company.

Referred to Committee on Railroads.

By Senator Ray, S. B. 1337, bill providing for working and maintaining of the public roads in Henderson County.

Placed on the Calendar.

By Senator Means, S. B. 1338, bill to authorize the board of commissioners to issue bonds.

Referred to Judiciary Committee.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 673, S. B. 1266, an act to protect fish in Black River and its tributaries in the counties of Pender and Bladen.

Referred to Committee on Fish and Fisheries.

H. B. 937, S. B. 1267, an act to fill vacancies in the office of Sheriff of Polk County by appointment by Governor.

Referred to Committee on Counties, Cities and Towns.

H. B. 957, S. B. 1268, an act to amend chapter 111, Public Laws of 1893, relative to cotton-weigher in Stanly County.

Referred to Committee on Propositions and Grievances.

H. B. 984, S. B. 1269, an act to appoint cotton-weigher at Beston, Wayne County.

Referred to Committee on Propositions and Grievances.

H. B. 1211, S. B. 1270, an act to fix the compensation of County Commissioners in Wake County.

Referred to Committee on Salaries and Fees.

H. B. 963, S. B. 1271, an act to authorize the County Commissioners of Person County to change the site of the county jail and sell the jail lot.

Referred to Committee on Counties, Cities and Towns.

H. B. 1352, S. B. 1272, an act relating to fees of jurors and witnesses in Wake County.

Referred to Committee on Salaries and Fees.

H. B. 933, S. B. 1273, an act to prescribe the manner of electing the board of commissioners for the county of Tyrrell.

Referred to Committee on Counties, Cities and Towns.

H. B. 975, S. B. 1274, an act for the relief of M. C. Honeycutt, ex-Sheriff of Yancey County.

Referred to Committee on Propositions and Grievances.

H. B. 1548, S. B. 1275, an act supplemental to an act to appoint a cotton-weigher for Red Springs Township, and to provide for his election.

Referred to Committee on Propositions and Grievances.

H. B. 1015, S. B. 1276, an act to amend chapter 593 of the Public Laws of 1907, relative to throwing sawdust in the streams of Iredell County.

Referred to Committee on Propositions and Grievances.

H. B. 1093, S. B. 1277, an act to prohibit the sale of wine in three miles of Pleasant Hill Church and Miller Hill Schoolhouse, in Buncombe County.

Referred to Committee on Propositions and Grievances.

H. B. 857, S. B. 1278, an act to authorize the county board of education to establish a school district in Madison County.

Referred to Committee on Education.

H. B. 1214, S. B. 1279, an act to promote health in the town of Bakersville, Mitchell County.

Referred to Committee on Counties, Cities and Towns.

H. R. 411, S. R. 1280, resolution in favor of Bartlett T. Hilliard, a Confederate pensioner.

Referred to Committee on Pensions.

H. B. 431, S. B. 1281, an act to provide for the payment to the Clerk of the Superior Court of Camden County certain sums for work at court.

Referred to Committee on Salaries and Fees.

H. B. 501, S. B. 1282, an act to allow the Register of Deeds of Person County to appoint a deputy.

Referred to Committee on Counties, Cities and Towns.

H. B. 1284, S. B. 1283, an act to aid the Watauga Railway Company to construct a railroad from some point on the Caldwell and

Northern Railroad, in the county of Caldwell, to Boone, in the county of Watauga.

Referred to Committee on Railroads.

H. B. 1275, S. B. 1284, an act to authorize the Board of Commissioners of Cleveland County to issue bonds to improve the highways of Cleveland County and to create a highway commission.

Referred to Committee on Public Roads.

H. B. 1385, S. B. 1285, an act to authorize the County Commissioners or Road Supervisors of Pamlico County to construct a public road.

Referred to Committee on Counties, Cities and Towns.

H. B. 1342, S. B. 1286, an act to reincorporate the town of Walstonburg, in the county of Greene.

Placed on the Calendar.

H. B. 1333, S. B. 1287, an act to amend the charter of the town of Shelby.

Placed on the Calendar.

H. B. 1395, S. B. 1288, an act authorizing the commissioners of Greene County to issue bonds to pay its present floating indebtedness.

Placed on the Calendar.

H. B. 1507, S. B. 1289, an act to amend the charter of the town of Laurinburg.

Placed on the Calendar.

H. B. 1327, S. B. 1290, an act to provide for the improvement of public roads in Lee County.

Placed on the Calendar.

H. B. 1496, S. B. 1291, an act to authorize the town of Pittsboro to issue bonds to work streets.

Placed on the Calendar.

H. B. 1334, S. B. 1292, an act to authorize the commissioners of Cleveland County to submit to the qualified voters of No. 6 Township, in said county, the question of issuing $100,000 in bonds for the purpose of grading, macadamizing and improving the public roads of No. 6 Township.

Referred to Committee on Counties, Cities and Towns.

H. B. 1387, S. B. 1293, an act to amend chapter 718 of the Public Laws of 1903, relating to the graded schools in the town of Catawba.

Placed on the Calendar.

H. B. 1419, S. B. 1294, an act to provide for the working of the public roads of Robeson County, and to levy a tax for the same.

Placed on the Calendar.

H. B. 1343, S. B. 1295, an act to amend, revise and consolidate the charter of the town of Snow Hill, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 1384, S. B. 1296, an act to promote highways in Lauratown Township.

Placed on the Calendar.

H. B. 1213, S. B. 1297, an act to amend chapter 313 of the Private

Laws of 1907, relating to the issuing of bonds by the city of Raleigh to refund its indebtedness.

Placed on the Calendar.

H. B. 1422, S. B. 1298, an act to enable the town of Warsaw, Duplin County, North Carolina, to issue bonds to establish better sewerage system and drainage system and other public improvements.

Placed on the Calendar.

H. B. 1271, S. B. 1299, an act to extend the corporate limits of the town of Brunson, in Johnston County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1282, S. B. 1300, an act to authorize the town of Selma to issue bonds to pay off and discharge its floating indebtedness, to install electric lights, sewerage system, and otherwise beneficially to make internal improvements.

Placed on the Calendar.

H. B. 1424, S. B. 1301, an act to amend section 2, chapter 369, Private Laws of 1899, so as to extend the corporate limits of the town of Lincolnton.

Referred to Committee on Counties, Cities and Towns.

H. B. 1497, S. B. 1302, an act to amend the charter of Piedmont Railway Corporation.

Placed on the Calendar.

H. B. 1492, S. B. 1303, an act to authorize the commissioners of Union County to issue bonds to build, macadamize and improve the public roads of Union County.

Referred to Committee on Public Roads.

H. B. 784, S. B. 1304, an act to amend and consolidate the charter of the town of Marion.

Referred to Committee on Counties, Cities and Towns.

H. B. 1146, S. B. 1305, an act to build bridges in Haywood County.

Placed on the Calendar.

H. B. 998, S. B. 1306, an act to authorize the levy and collection of an additional tax for the purpose of building a schoolhouse for the whites in School District No. 1, Warsaw Township, Duplin County.

Placed on the Calendar.

H. B. 649, S. B. 1307, an act to amend chapter 114, Public Laws of 1907, for the betterment of the public roads of Catawba County.

Referred to Committee on Public Roads.

H. B. 1433, S. B. 1308, an act for the working of the public roads in Hertford County.

Placed on the Calendar.

H. B. 1277, S. B. 1309, an act to authorize the commissioners of Clay County to call an election for the purpose of voting for bond issue to aid in constructing the Hiawassee Valley Railroad.

Placed on the Calendar.

H. B. 144, S. B. 1310, an act to amend chapter 477, Public Laws of

1905, relating to working public roads in No. 2 Township, in Cleveland County.

Placed on the Calendar.

H. B. 1443, S. B. 1311, an act to provide for a special-tax election in School District No. 5, Hyde County.

Placed on the Calendar.

H. B. 1379, S. B. 1339, an act for the relief of Sharon Public School District, in Cleveland County.

Placed on the Calendar.

H. B. 1494, S. B. 1340, an act to authorize the merger of a railroad company with the Virginia Southern Railroad Company or with another railroad company of Virginia or Tennessee, and for other purposes.

Placed on the Calendar.

H. B. 1442, S. B. 1341, an act to submit to the qualified voters of Columbus Township, Polk County, the question of issuing bonds for macadamizing the Columbus and Tryon public road.

Placed on the Calendar.

H. B. 1438, S. B. 1342, an act to provide for the better working of the roads in Beaver Dam Ward, Buncombe County.

Placed on the Calendar.

H. B. 1528, S. B. 1343, an act to authorize the city of Kinston to issue bonds for additional building and equipments for the graded schools.

Placed on the Calendar.

H. B. 1558, S. B. 1344, an act to authorize the trustees of Wilson Graded-school District, Wilson Township, to issue bonds.

Placed on the Calendar.

H. B. 1509, S. B. 1345, an act to establish Reynoldson Graded-school District and provide for an election for special tax therein.

Placed on the Calendar.

H. B. 1504, S. B. 1346, an act to allow the county of Burke to fund its floating debt and issue bonds therefor.

Placed on the Calendar.

H. B. 1428, S. B. 1347, an act to amend chapter 922 of the Public Laws of 1907, being an act to authorize the Board of Commissioners of Wilson County to issue bonds.

Placed on the Calendar.

H. B. 1421, S. B. 1348, an act to amend the charter of the town of Warsaw, North Carolina.

Placed on the Calendar.

H. B. 1188, S. B. 1349, an act to amend the charter of the town of Four Oaks, Johnston County.

Placed on the Calendar.

H. B. 915, S. B. 1350, an act to establish the stock law in a part of Warsaw Township, Duplin County.

Placed on the Calendar.

H. B. 1366, S. B. 1351, an act to authorize the town of Southern Pines to issue bonds to refund its bonded indebtedness.

Placed on the Calendar.

H. B. 1331, S. B. 1352, an act to authorize the commissioners of Hertford to levy a special tax for the years 1909 and 1910.

Placed on the Calendar.

H. B. 1388, S. B. 1353, an act to enlarge and define the boundaries of the town of Columbia.

Placed on the Calendar.

H. B. 1349, S. B. 1354, an act to provide for working the roads of Polk County.

Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 216, bill to be entitled an act to amend certain sections of the Revisal of 1905 of North Carolina and certain chapters of the Public Laws of 1907 of North Carolina, being parts of the Public School Law, on second reading, as amended, as unfinished business from yesterday.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Clark, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence—34.

S. B. 748, bill regarding corporations, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1076, bill for the removal of the county-site of Mitchell County to the geographical center of said county and to provide for the erection of a new courthouse and other buildings for the use of said county of Mitchell, and for other purposes.

Senator Bassett offers the following amendment:

Amend by adding after section 8, as section 9:

"SEC. 9. Should the commissioners hereinbefore named, after full investigation, be of the opinion that the best interests of said county will be served by continuing Bakersville as its county-seat, such commission shall so find and said town of Bakersville shall continue to be the county-seat of said county of Mitchell."

And amend by adding at the end of section 1: "subject to the conditions hereinafter stated."

Senator Doughton calls the previous question.

The call is sustained.

The amendment offered by Senator Bassett is adopted.

The substitute bill reported by the committee is adopted.

The substitute, as amended by Senator Bassett, passes second reading, ayes 33, noes 11, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Ray, Scott, Shaw, Spence, Travis—33.

Those voting in the negative are: Senators Britt, Gay, Matthews, McCall, Mills, Reynolds, Sherrill, Starbuck, Tilson, Turner, Wray—11.

On motion of Senator Mills, Senator Travis lays before the Senate the report of the special investigating committee appointed by the Senate. (See appendix for copy of report in full.)

On motion of Senator Dockery, 2,500 copies of the report are ordered printed.

Senator Spence moves that the report be adopted.

Action on this motion is postponed.

S. B. 1136, bill to establish a special criminal court for the county of New Hanover, and to prescribe the jurisdiction thereof, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1246, bill to create a recorder's court for the town of Belhaven, Pantego Township, and define the jurisdiction and territory thereof, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Dockery offers the following resolution:

*Resolved*, That the Senate learns with a deep sense of regret of the bereavement which has befallen Senator G. F. Hankins in the death of his brother, and extends to him its sympathy and condolence.

The resolution is unanimously adopted by a rising vote.

S. B. 482, H. B. 902, bill to grant a new charter to the city of High Point, Guilford County, repealing all laws or parts of laws in conflict herewith, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

S. B. 792, bill to revise and consolidate the charter of Elizabeth City, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie,

Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

H. B. 1143, S. B. 1108, bill to establish a special-tax school district in Caswell County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 855, S. B. 1191, bill to amend the charter of the town of Edenton, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 737, S. B. 777, bill for the purpose of levying a special tax to build the necessary bridges in Cherokee County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

S. B. 1157, bill to authorize the town of Tarboro to issue bonds, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

H. B. 470, S. B. 458, bill to authorize the commissioners of Ashe County to sell the present farm and Home for the Aged and Infirm and purchase another, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1003, S. B. 1088, bill to incorporate the Ahoskie School District and to allow a special tax for schools and to issue bonds, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives for concurrence.

S. B. 1173, bill to provide for water and lights in the town of Henderson, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

H. B. 942, S. B. 981, bill establishing graded schools in Pigeon Township, Haywood County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

S. B. 1131, bill to revise and amend the charter of the town of West Hickory, in Catawba County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

H. B. 1189, S. B. 1204, bill for the better maintenance and support of public schools of New Hanover County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

S. B. 1074, bill to authorize the commissioners of Gaston County to issue bonds to defray the expense of the erection of a courthouse or jail or both, as they may deem necessary, and for the purchase of the site or sites for such courthouse and jail, if such board of county commissioners should deem it necessary, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

H. B. 864, S. B. 1087, bill to amend the charter of the town of Kenly, Johnston County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1219, bill allowing the people of Rutherfordton Township to vote bonds for the purpose of macadamizing and improving certain public roads and streets of said township, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

S. B. 1145, bill to authorize the city of Kinston to issue bonds for additional buildings and equipment for the graded schools, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives.

S. B. 843, bill to amend and consolidate the charter of the town of Kings Mountain, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

H. B. 924, S. B. 978, bill to authorize the commissioners of Scotland County to issue bonds to build public roads, if voted for by the qualified voters of the township, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

S. B. 1012, bill to amend the charter of the town of Gastonia, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

S. B. 1034, bill to authorize a merger of railroad company, to be organized in Ashe and Alleghany counties, with the Virginia Southern Railway Company, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

S. B. 1238, bill to authorize the commissioners of Edgecombe County

to fund the debt of the county and levy a special tax to pay the same, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

S. B. 1230, bill to authorize Bladenboro Township, in Bladen County, to issue bonds for the improvements of the public roads of the said township, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

H. B. 948, S. B. 1207, bill to authorize the issue of State bonds to pay off the present outstanding State bonds which fall due on the first day of July, 1910, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Jones, Kluttz, Latham, Lee, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Powell, Reynolds, Scott, Spence, Starbuck, Tilson, Turner, West, Wray—40.

On motion of Senator Ormond, the bill known as the "Solicitors' Bill" is made a special order for to-morrow at 11 o'clock.

PETITION.

By Senator Hankins, petition in reference to the repeal of the homestead exemption.

Referred to Committee on Constitutional Amendment.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 210, bill relating to bills of lading, together with the substitute reported by the committee and the minority report.

Pending consideration of this bill, on motion of Senator Barringer, the Senate adjourns until 10 o'clock to-morrow.

## FORTY-SIXTH DAY.

SENATE CHAMBER, February 27, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Means, of Cabarrus County.

The Committee on the Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Counties, Cities and Towns:

H. B. 877, S. B. 992, bill to authorize the Board of Aldermen of the city of Salisbury to issue mortgage bonds on the waterworks plant of the city with the approval of the water commissioners of the city of Salisbury, with favorable report, by Senator Kluttz.

H. B. 130, S. B. 220, bill to pay jurors in the county of Swain.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Wray, H. B. 925, S. B. 1079, bill to secure the better drainage of lowlands in Forsyth and Davidson counties.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Agriculture:

By Senator Doughton, H. B. 1141, S. B. 945, bill to enforce the better drainage of certain lands in Gaston and Lincoln counties, with favorable report.

By Senator Doughton, S. B. 957, bill to secure the better drainage of Hoyles Creek, in Lincoln and Gaston counties, with favorable report.

From Committee on Insurance:

By Senator Elliott, S. B. 1244, bill to amend chapter 43, Private Laws of 1897, affecting mutual insurance societies in Caldwell and Lincoln counties, with favorable report.

By Senator Hankins, S. B. 1129, bill to amend chapter 100 of the Revisal of 1905, relating to domestic insurance companies, with favorable report.

Referred to Committee on Propositions and Grievances.

By Senator Clark, H. B. 1165, S. B. 1201, bill to provide a better system for working the public roads in Clay County, with favorable report.

From Committee on Public Roads:

By Senator Clark, H. B. 1107, S. B. 990, bill to improve the public roads in certain townships in Brunswick County, with favorable report.

By Senator Clark, S. B. 1241, bill declaring existing rural free de-

livery routes in Rockingham County public roads, with unfavorable report.

From Committee on Revisal:

By Senator Dockery, S. B. 1143, bill to amend section 1318 of the Revisal of 1905, relative to county buildings, with favorable report.

From Committee on Judiciary:

Bill to promote the proper management of forest lands in North Carolina.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

H. B. 975, S. B. 1114, bill to construct a road in Qualla Township, Jackson County, with unfavorable report.

By Senator Dawes, H. B. 119, S. B. 1126, bill to provide a better system of working the public roads of Cherokee County, with favorable report.

By Senator Bassett, S. B. 1315, bill to amend section 1747 of the Revisal of 1905, as amended by chapter 805 of the Public Laws of 1907, so as to extend the time for registering grants, with unfavorable report.

S. B. 685, bill to authorize the Board of Commissioners of Cabarrus County to issue bonds to pay its outstanding indebtedness, with unfavorable report.

S. R. 1220, joint resolution to purchase Pell's Revisal of 1909 for the use of courts, State officers and the General Assembly, with favorable report.

H. B. 1150, S. B. 1199, bill to correct State Grant No. 44, issued to Marcus L. Green in 1871, with favorable report.

By Senator Bassett, S. B. 977, bill to amend section 4223 of the Revisal, with favorable report.

By Senator Bassett, S. B. 692, bill to amend section 457 of the Public Laws of 1907, relating to the election of directors of corporations.

The committee reports a substitute and recommends the passage of the substitute.

By Senator Bassett, S. B. 1177, bill to require attorneys having contingent fees to be responsible for costs in certain cases, with unfavorable report.

S. B. 1328, bill to provide for the condemnation of a site for a union depot in New Bern, with unfavorable report.

By Senator Bassett, S. B. 1338, bill to authorize the Board of Commissioners of Cabarrus County to issue bonds, with favorable report.

By Senator Bassett, S. B. 1170, bill to prevent the board of directors of State institutions from electing one of their number to any position under their control, with favorable report.

S. B. 400, bill to amend section 484 of the Revisal of 1905 of North Carolina, relating to the filing of answers, with favorable report.

S. B. 555, bill to amend chapter 30 of the Revisal of 1905, with unfavorable report.

S. B. 705, bill to amend section 1699 of the Revisal of North Carolina, relating to the validity of grants.

The committee reports a substitute and recommends the passage of the substitute.

From Committee on Public Roads:

H. B. 968, S. B. 1107, bill to discontinue a section of the public roads in Montgomery County, with favorable report.

S. B. 711, bill to amend the charter of the Watauga Turnpike Company, chapter 213, Private Laws of 1905, with favorable report.

S. B. 1209, H. B. 956, bill to incorporate the Altapass and Linville Turnpike Company, with favorable report.

From Committee on Appropriations:

S. B. 1137, bill to amend section 4097 of the Revisal of North Carolina of 1905, relative to the appropriation for public schools, with favorable report.

S. B. 1225, bill to repeal sections 4991 and 4992 of the Revisal of 1905 of North Carolina, in regard to Confederate pensions, and to substitute the following as section 4991 for said two sections, with unfavorable report.

S. B. 41, bill to extend State aid to the movement for the erection of a monument to Henry L. Wyatt, with unfavorable report.

From Committee on Railroads:

By Senator Mills, S. B. 1336, bill to incorporate the Mount Pleasant Railway Company, with favorable report.

From Committee on Corporations:

By Senator Mills, H. B. 792, S. B. 1252, bill to amend chapter 360 of the Private Laws of North Carolina, session of 1907, incorporating the Mattamuskeet Railway Company, so that said company may construct its railroad to Washington, in the county of Beaufort, North Carolina, with favorable report.

From Committee on Railroads:

By Senator Mills, H. B. 282, S. B. 744, bill requiring railroad engines doing duty on the main line to be equipped with a standard electric headlight.

The committee reports a substitute and recommends the passage of the substitute.

A minority report is filed by Senators West and Means, recommending that the substitute do not pass.

On motion of Senator Dockery, the bill is made a special order for next Tuesday at 11 o'clock.

From Committee on Counties, Cities and Towns:

S. B. 1156, bill to revise and consolidate the charter of the town of Tarboro, with favorable report.

By Senator Spence, H. B. 858, S. B. 1192, bill to repeal chapter 58, Private Laws of 1897, relating to the charter of the town of Oak Ridge, Guilford County, with favorable report.

By Senator Spence, S. B. 1200, bill to amend section 55, chapter 120, Private Laws of 1885, with favorable report.

By Senator Spence, H. B. 1056, S. B. 1198, bill to amend chapter 319, Private Laws of 1899, relative to the charter of the town of Nashville, with favorable report.

H. B. 1205, S. B. 1205, bill to amend chapter 159, Private Laws of 1891, relative to the charter of the town of Lucama, with favorable report.

From Committee on Railroads:

By Senator Fry, S. B. 1225, bill to amend chapter 184 of the Private Laws of 1905, relating to the Graham Railroad Company, with favorable report.

From Committee on Propositions and Grievances:

By Senator Nimocks, S. B. 909, bill to establish a medical depository for the city of Winston, with unfavorable report.

By Senator Nimocks, S. R. 842, joint resolution to submit to the people the question of the removal of the capital to Greensboro, with favorable report.

From Committee on Salaries and Fees:

By Senator Burton, bill to amend chapter 481, Laws of 1907, relating to a Supreme Court stenographer, with favorable report.

From Committee on Railroads:

By Senator Fry, H. B. 1163, S. B. 1259, bill to amend chapter 493, Private Laws of 1907, relative to Transcontinental Railway Company, with favorable report.

From Committee on Fish and Fisheries:

H. B. 1325, S. B. 1213, joint resolution relating to the promotion of the fishing industries of North Carolina, substitute for H. B. 402 and the substitutes and amendments thereof, with favorable report.

From Committee on Revisal:

Bill to amend chapter 341, Public Laws of 1889, relative to compensation of cotton-weighers in the town of Enfield, with favorable report.

By Senator Martin, S. B. 968, bill to amend section 967 of the Revisal of 1905, relative to tales jurors, with unfavorable report.

From Committee on Public Roads:

S. B. 824, bill to amend the road law of McDowell County, except Marion Township, with favorable report.

From Committee on Railroads:

S. B. 1317, bill to incorporate the Salisbury Railway Company, with favorable report.

From Committee on Penal Institutions:

By Senator Doughton, H. B. 1234, S. B. 1283, bill to aid the Watauga Railway Company from some point on the Caldwell and Northern Railroad, in the county of Caldwell, to Boone, in the county of Watauga, with favorable report.

By Senator Ormond, S. B. 216, relating to the labor of convicts on the county farm of Warren County, with favorable report.

On motion of Senator Dockery, S. B. 838, bill concerning the court of Lee County, is laid on the table.

From Committee on Banks and Currency:

H. B. 212, S. B. 380, bill authorizing the payment of deposits made in trust and for the relief of persons for whom such deposits are made, with favorable report.

From Committee on Public Roads:

Bill to repeal chapter 84, Laws of special session 1908, concerning road tax in Murphy Township, Cherokee County.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

From Committee on Penal Institutions:

By Senator Dockery, S. B. 1215, bill to authorize the Board of Commissioners of Forsyth County to adopt such rules and regulations for enforcing discipline among prisoners sentenced to work on the public roads as their judgment may indicate, with favorable report.

From Committee on Trustees of the University:

Bill to compromise, adjust and settle the indebtedness of the University of North Carolina to the estate of the late D. L. Swain, with favorable report.

The bill is referred to Committee on Appropriations.

From Committee on Banks and Currency:

By Senator Clark, S. B. 1243, bill to incorporate bonding and guaranty corporations, with favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Dockery, S. B. 1355, bill to validate certain summons and process returnable to the next term of the Superior Court of Lee County.

Placed on the Calendar.

By Senator Dockery, S. B. 1356, bill to call a convention of the people of North Carolina.

Referred to Committee on Constitutional Amendments.

By Senator Matthews, S. B. 1357, bill to amend chapter 19, section 1051, of the Revisal of 1905, relating to inquests in Sampson County.

Referred to Committee on Revisal.

By Senator Mills, S. B. 1358, bill to provide for the working of the roads in Rutherford County.

Placed on the Calendar.

By Senator Nimocks, S. B. 1359, bill for the prevention of the spread of disease.

Referred to Committee on Public Health.

By Senator Nimocks, S. B. 1360, bill to amend the Constitution of North Carolina so as to provide a six-months public school term.

Referred to Committee on Education.

By Senator Nimocks, S. B. 1361, bill for legalizing primary elections for the county of Cumberland.

Referred to Committee on Judiciary.

By Senator Ray, S. B. 1362, bill to appoint justices of the peace in Henderson County.

Referred to Committee on Justices of the Peace.

By Senator Hankins, S. B. 1363, bill to amend chapter 938 of the Public Laws of 1907, relating to special tax for public schools in Davidson County.

Placed on the Calendar.

By Senator Bassett, S. B. 1364, bill to authorize J. C. Braswell and J. W. Sherrod to disinter and remove the dead bodies in the lot on Church Street in the city of Rocky Mount, known as the Old Methodist Church lot, and the lots adjacent thereto.

Referred to Judiciary Committee.

By Senator Gay, S. B. 1365, supplement to an act (H. B. 1582, S. B. 1015) ratified February 26, 1909, to provide for the working of the public roads of Northampton County, to levy a special tax therefor and to repeal chapter 538 of the Public Laws of 1903.

Placed on the Calendar.

By Senator Spence, S. B. 1366, bill to require all white epileptics of the State to be accommodated, maintained, cared for and treated at the State Hospital, at Raleigh.

Placed on the Calendar.

By Senator Means, S. R. 1367, resolution providing for the election of Trustees of the University of North Carolina.

Placed on the Calendar.

By Senator Godwin, S. B. 1368, bill to reincorporate and restore the corporate powers to the town of Gatesville, in the county of Gates, and to define the corporate limits of said town.

Placed on the Calendar.

By Senator Nimocks, S. B. 1369, bill to give to the county of Cumberland an additional week of the Superior Court, and to change the time of holding one of the terms of Superior Court of Robeson County.

Placed on the Calendar.

By Senator Shaw, S. B. 1370, bill to change and fix the boundary lines of Special-tax School District No. 5, in Robeson County, by taking a portion of Special-tax School District No. 8, in Robeson County.

Placed on the Calendar.

By Senator Means (by request), S. B. 1371, bill to appoint a finance committee for the county of Wilkes.

Placed on the Calendar.

By Senator Spence, S. B. 1372, bill to establish a graded school in Farmer District, Randolph County.

Placed on the Calendar.

By Senator Blow, S. B. 1373, bill to amend sections 4314-4353 of the Revisal of 1905, relating to election returns.

Referred to Committee on Election Law.

By Senator Shaw (by request), S. B. 1374, bill to prevent the

drinking of intoxicants and smoking on the lands belonging to Ephesus Baptist Church, in Robeson County.

Referred to Committee on Propositions and Grievances.

By Senator Barringer, S. B. 1375, bill to authorize the judge of the Superior Court in certain cases to appoint policemen in Leaksville Township, Rockingham County.

Placed on the Calendar.

By Senator Means, S. B. 1377, bill to amend the Constitution of North Carolina, in several respects, and to provide for the election as to said amendments.

Referred to Committee on Constitutional Amendments.

By Senator Travis, S. B. 1376, bill to make the 12th day of April of each year a legal holiday in commemoration of the Halifax Resolutions.

Placed on the Calendar.

By Senator Means, S. B. 1378, bill to amend subsection 1 of section 28 of the Revisal of 1905 of North Carolina.

Referred to Judiciary Committee.

By Senator Empie, S. R. 1379, joint resolution to pay members of the Committee on Penal Institutions for money paid out, etc.

Placed on the Calendar.

By Senator Hankins, S. B. 1380, bill to place C. W. Trice, of Lexington Township, Davidson County, on the pension roll.

Referred to Committee on Soldiers' Home and Pensions.

By Senator Lee (by request), S. B. 1381, bill to alter the public road in Wilkes County known as the Phillips Gap Road.

Placed on the Calendar.

By Senator Ormond, S. B. 1482, bill to authorize election of chief of police and city clerk of Kinston by the qualified voters of said city.

Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1365, bill to be entitled an act supplemental to H. B. 1582, S. B. 1015, ratified February 26, 1909, entitled An act to provide for the working of the public roads of Northampton County, to levy a special tax therefor and to repeal chapter 538 of the Public Laws of 1903, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 1745, S. R. 1367, joint resolution providing for the election of Trustees of the University of North Carolina.

The amendment adopted by the House of Representatives is concurred in by the Senate.

The resolution, as amended, passes second and third readings and is ordered enrolled.

Senator Means offers the following resolution:

*Resolved*, That when the Senate adjourns it adjourns to meet at 3:30 this afternoon to elect Trustees of the University of North Carolina.

The resolution is adopted.

H. B. 1048, S. B. 1102, bill to establish a police commission for the city of Asheville.

On motion of Senator Mills, this bill is made a special order for this afternoon.

S. B. 916, bill to be entitled an act to amend certain sections of the Revisal of 1905 of North Carolina and certain chapters of the Public Laws of 1907 of North Carolina, being parts of the Public-school Law, on third reading.

Senator Pharr offers the following amendment:

Amend section 5 by adding thereto the following: *Provided*, that the provisions of this section shall not apply to the county of Mecklenburg.

The amendment is adopted.

Senator Fry offers the following amendment:

Amend by striking out section 7.

The amendment fails of adoption.

Senator Bassett offers the following amendment:

Amend section 6 by striking out amendment to said section adopted on the second reading and inserting in lieu thereof the following: Amend section 8 by inserting after the word "qualified," in line 20 of the printed copy, the words "*Provided*, that the provisions of this section shall not apply to those counties in which the county boards of education were at the time of election of 1908 elected by a vote of the people."

The amendment is adopted.

Senator Spence offers the following amendment:

Amend by striking out section 5.

The amendment is adopted.

Senator Lockhart calls the previous question.

The call is sustained.

The bill, as amended, passes third reading, ayes 34, noes 2, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Spence, Travis—34.

Those voting in the negative are: Senators Burton and Starbuck.

The bill is ordered sent to the House of Representatives.

On motion of Senator Doughton, H. B. 773, S. B. 1042, bill to protect game in Yadkin County, and H. B. 326, S. B. 1117, are ordered withdrawn from Committee on Game Laws and placed on the Calendar.

On motion of Senator Blow, S. B. 1178, bill to appropriate $500 to care for the graves of Confederate officers buried in the cemetery on Johnstons Island, is referred to Committee on Appropriations.

S. B. 843, bill to amend and consolidate the charter of the town of Kings Mountain, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

The bill is ordered sent to the House of Representatives.

S. B. 1238, bill to authorize the commissioners of Edgecombe County to fund the debt of the county and to levy a special tax to pay the same, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

The bill is ordered sent to the House of Representatives.

H. B. 924, S. B. 978, bill to authorize the commissioners of Scotland County to issue bonds to build public roads if voted for by the qualified voters of the township, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

The bill is ordered sent to the House of Representatives for concurrence.

S. B. 1230, bill to authorize Bladenboro Township, in Bladen County, to issue bonds for the improvement of the public roads of the said township, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry,

Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

The bill is ordered sent to the House of Representatives.

H. B. 948, S. B. 1207, bill to authorize the issue of State bonds to pay off the present outstanding State bonds which fall due on the first day of July, 1910, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

The bill is ordered enrolled.

H. B. 916, S. B. 1034, bill to authorize the merger of a railroad company to be organized in Ashe and Alleghany counties with Virginia Southern Railroad Company, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

The bill is ordered enrolled.

S. B. 1012, bill to amend the charter of the town of Gastonia, on third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

The bill is ordered sent to the House of Representatives.

S. B. 1328, bill to create a public-school district in Lee County, and providing for a special tax for the support of the schools therein, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1331, bill to incorporate Hodge Institute at Clarkton, in Bladen County, North Carolina, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1311, H. B. 1443, bill to provide for a special-tax election in School District No. 5, Hyde County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1338, bill to authorize the Board of Commissioners of Cabarrus County to issue bonds, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1384, S. B. 1296, bill to promote highways in Sauratown Township, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1528, S. B. 1343, bill to authorize the city of Kinston to issue bonds for additional building and equipment for the graded schools, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1507, S. B. 1289, bill to amend charter of the town of Laurinburg, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1509, S. B. 1345, bill to establish Reynoldson Graded-school District and provide for an election for school tax therein, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1277, S. B. 1309, bill to authorize the commissioners of Clay County to call an election for the purpose of voting on bond issue to aid in constructing the Hiawassee Valley Railroad, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1379, S. B. 1339, bill for the relief of Sharon Public-school District in Cleveland County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1438, S. B. 1342, bill to provide for the better working of the roads in Beaverdam Ward, in Buncombe County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1156, bill to amend, revise and consolidate the charter of the town of Tarboro, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 119, S. B. 1126, bill to provide a better system of working the public roads of Cherokee County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1388, S. B. 1353, bill to enlarge and define the boundaries of the town of Columbia, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1271, S. B. 1299, bill to extend the corporate limits of the town of Benson, in Johnston County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1165, S. B. 1201, bill to provide a better system for working the public roads of Clay County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1331, S. B. 1352, bill to authorize the commissioners of Hertford to levy a special tax for years 1909 and 1910, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means,

Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1504, S. B. 1346, bill to allow the county of Burke to fund its floating debt and to issue bonds therefor, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1428, S. B. 1347, bill to amend chapter 922 of the Public Laws 1907, being an act to authorize the Board of Commissioners of Wilson to issue bonds, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 915, S. B. 1350, bill to establish the stock law in a part of Warsaw Township, in Duplin County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1419, S. B. 1294, bill to provide for the working the public roads of Robeson County and to levy a tax for same, on second reading.

Amendment reported by committee is adopted.

The bill, as amended, passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1433, S. B. 1308, bill for the working of the public roads in Hertford County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz,

Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1146, S. B. 1305, bill to build bridges in Haywood County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 998, S. B. 1306, bill to authorize the levy and collection of an additional tax for the purpose of building a schoolhouse for the white in School District No. 1, in Warsaw Township, Duplin County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1006, bill to fund the floating debt of Elizabeth City, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1558, S. B. 1344, bill to authorize the trustees of Wilson Graded-school District, Wilson Township, to issue bonds, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1349, S. B. 1354, bill to provide for working the roads of Polk County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz,

Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1317, bill to incorporate the Salisbury Railroad Company, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1107, S. B. 990, bill to improve the public roads in certain townships in Brunswick County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1366, S. B. 1351, bill to authorize the town of Southern Pines to issue bonds to refund its bonded indebtedness, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1442, S. B. 1341, bill to submit to the qualified voters of Columbus Township, Polk County, the question of issuing bonds for macadamizing the Columbus and Tyron public road, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1336, bill to incorporate the Mount Pleasant Railway Company on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall,

Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1337, bill providing for the working, making and maintaining the public roads and bridges of Henderson County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 877, S. B. 992, bill to authorize the Board of Aldermen of the city of Salisbury to issue mortgage bonds on the waterworks plant of said city with the approval of the water commissioners of the city of Salisbury, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1207, S. B. 1206, bill to incorporate the town of Weaverville, in the county of Buncombe, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1422, S. B. 1298, bill to enable the town of Warsaw, Duplin County, North Carolina, to issue bonds to establish better sewerage system and drainage system and other public improvements, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 194, S. B. 540, bill to incorporate Asheville and East Tennessee Railroad Company, on second reading.

The amendments reported by the committee are adopted.

The bill, as amended, passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 956, S. B. 1209, bill to incorporate the Altapass and Linville Falls Turnpike Company, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1318, bill for the better working and improvement of the roads and public highways of the county of Gates, North Carolina, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1395, S. B. 1288, bill authorizing commissioners of Greene County to issue bonds to pay its present floating indebtedness, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1333, S. B. 1287, bill to amend the charter of the town of Shelby, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 1237, bill to amend chapter 648 of the Public Laws of 1905, relating to the public roads of Edgecombe County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1188, S. B. 1349, bill to amend the charter of the town of Four Oaks, Johnston County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 134, bill to revise, amend and consolidate the school laws of the city of Hickory, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1421, S. B. 1348, bill to amend the charter of the town of Warsaw, North Carolina, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 1444, S. B. 1310, bill to amend chapter 477, Public Laws of 1905, relative to working public roads in No. 2 Township, in Cleveland County, on second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

S. B. 668, bill to provide for deficit of State Hospital at Goldsboro, North Carolina, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Sherrill, Spence, Travis, West—38.

H. B. 552, S. B. 824, bill to amend the road law of McDowell County.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence in amendment.

S. B. 1143, bill to amend section 1318 of the Revisal of 1905, relating to county buildings, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1316, bill to provide for the appointment of a court stenographer for Rowan County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 887, S. B. 1091 and H. B. 889, S. B. 1092, bill to authorize the election of the chief of police and the city clerk of the city of Kinston by the qualified voters of said city.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1179, S. B. 1089, bill to establish in the city of Winston a special court to be called a Recorder's Court, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. B. 887, S. B. 1091, bill to amend section 8, chapter 96, relative to the election of the board of trustees of the graded schools of the city of Kinston by the people.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives for concurrence.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 210, bill relating to bills of lading, as unfinished business from yesterday.

The substitute offered by Senator Nimocks is adopted.

Senator Nimocks calls for the ayes and noes.

The call is sustained.

The substitute passes second reading, ayes 17, noes 15, as follows:

Those voting in the affirmative are: Senators Bassett, Dawes,

Empie, Fry, Godwin, Hankins, Kluttz, Lockhart, Long of Person, Matthews, Nimocks, Ormond, Pharr, Ray, Shaw, Spence, West—17.

Those voting in the negative are: Senators Barringer, Blow, Britt, Dockery, Elliott, Gay, Jones, Love, Manning, Martin, McCall, Means, Peele, Starbuck, Wray—15.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 729, S. B. 877, bill for the drainage of certain lands in Camden and Pasquotank counties.

On motion of Senator Godwin, the bill is laid on the table.

SPECIAL ORDER.

S. B. 1101 (substitute for H. B. 179, 222 and 297), bill to place the solicitors of the Superior Courts on a salary.

Senator Travis offers the following amendment:

Amend by striking out all of section 5 and inserting in lieu thereof the following: "That this act shall go into effect on the first day of January, 1911."

The amendment is adopted.

Senator Peele offers a substitute for the bill.

The President rules the substitute out of order.

Senator Pharr offers the following amendment:

"*Provided*, that no solicitor shall receive the salary mentioned in this act unless the fees and pay to which he would be entitled under the laws of North Carolina equal the amount of said salary."

The amendment fails of adoption.

The substitute reported by the committee is adopted.

Senator Peele calls for the ayes and noes on the second reading.

The call is sustained.

The substitute passes second reading, ayes 26, noes 14, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Burton, Clark, Empie, Fry, Gay, Godwin, Hankins, Hawes, Kluttz, Latham, Lockhart, Manning, Martin, Matthews, Mills, Ormond, Ray, Shaw, Starbuck, Travis, West, Wray—26.

Those voting in the negative are: Senators Doughton, Elliott, Holden, Jones, Lee, Long of Person, Love, Means, Nimocks, Peele, Pharr, Reynolds, Sherrill, Spence—14.

Senator Travis moves that the bill be placed on its third reading.

A call of the ayes and noes is demanded.

The call is sustained.

Those voting in the affirmative are: Senators, Barringer, Blow, Burton, Clark, Dockery, Doughton, Empie, Fry, Gay, Godwin, Hankins, Kluttz, Latham, Lockhart, Manning, Martin, Matthews, Mills, Ormond, Ray, Shaw, Starbuck, Travis, West, Wray—25.

Those voting in the negative are: Senators Bassett, Elliott, Holden, Jones, Lee, Long of Person, Love, McCall, Means, Nimocks, Peele, Pharr, Reynolds, Sherrill, Spence—15.

The motion fails of a two-thirds vote and the bill takes its place on the Calendar.

S. R. 1379, resolution to pay the Committee on Penal Institutions for money paid out by them for expenses of trip in visiting and inspecting the convict camp near Belhaven and the State farm near Halifax, on second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

ENROLLED BILLS.

Senator West, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 942, S. B. 981, an act establishing graded schools in Pigeon Township, Haywood County.

H. B. 864, S. B. 1087, an act to amend the charter of the town of Kenly, in Johnston County.

H. B. 1408, S. B. 342, an act to provide a better system for working and maintaining the public roads in Transylvania County.

H. B. 855, S. B. 1191, an act to amend the charter of the town of Edenton.

H. B. 1189, S. B. 1204, an act for the better maintenance and support of the public schools of New Hanover County.

H. B. 737, S. B. 777, an act for the purpose of levying a special tax to build the necessary bridges in Cherokee County.

H. B. 470, S. B. 458, an act to authorize the commissioners of Ashe County to sell the present farm and Home for the Aged and Infirm and purchase another.

H. B. 1143, S. B. 1108, an act to establish a special-tax school district in Caswell County, to be known as Milton Graded School.

H. B. 902, S. B. 482, an act to grant a new charter to the city of High Point, Guilford County, North Carolina, repealing all laws and parts of laws in conflict herewith.

On motion, the Senate takes a recess until 3:30 this afternoon.

AFTERNOON SESSION.

The Senate meets pursuant to recess.

SPECIAL ORDER.

The hour of 3:30 having arrived, pending further consideration of this bill, the Senate, in accordance with H. R. 1745, S. R. 1367, resolution providing for the election of Trustees of the University of North Carolina, proceeds to the election of Trustees of the University.

Senator Means, for the Committee on Trustees of the University, makes the following nominations:

*Trustees for the Term Expiring* 1911.—J. L. Armfield, T. R. Wooten, W. B. Rodman, Walter Murphy, W. T. Whitsett, J. O. Carr, W. P. Bynum, Jr.

*Trustees for the Term Expiring* 1913.—George W. Connor, W. N. Everitt, R. D. Reid, R. G. Allsbrook, W. E. Brees, Jr., Whitehead Kluttz, J. J. Britt, Walter Clark, Jr.

*Trustee for the Term Expiring* 1915.—Herbert W. Jackson.

*Trustees for the Term Expiring* 1917.—A. B. Andrews, R. H. Battle, J. S. Carr, Josephus Daniels, John W. Hinsdale, Jr., A. W. Graham, Jr., A. W. Haywood, F. P. Hobgood, H. A. London, George M. Rose, Paul J. Long, Paul B. Means, W. S. Howard, Lee S. Overman, D. C. Barnes, J. Bryan Grimes, J. A. Barringer, S. M. Gattis, James Sprunt, George G. Stephens.

The President appoints Senators Peele and Hawes as tellers.

The roll of Senators is called and the following Senators vote for the nominations made by the committee: Senators Bassett, Blow, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Matthews, McCall, Means, Mills, Peele, Ray, Reynolds, Starbuck, West, Wray—30.

JOINT REPORT OF TELLERS ON THE ELECTION OF TRUSTEES OF THE UNIVERSITY.

Senator Peele sends forward the following report of the tellers on the election of Trustees of the University:

We, the undersigned, on the part of the Senate and the House of Representatives in the matter of electing our Trustees of the University by the Senate and House of Representatives, on the 27th day of February, 1909, make the following report:

*Trustees Whose Terms Expire* 1911.—J. L. Armfield, T. R. Wooten, W. B. Rodman, Walter Murphy, W. T. Whitsett, J. O. Carr, W. P. Bynum, Jr.

*Trustees Whose Terms Expire* 1913.—George W. Connor, W. N. Everitt, R. D. Reid, R. G. Allsbrook, W. E. Brees, Jr., Whitehead Kluttz, J. J. Britt, Walter Clark, Jr.

*Trustee Whose Term Expires* 1915.—Herbert W. Jackson.

*Trustees Whose Terms Expire* 1917.—A. B. Andrews, R. H. Battle, J. S. Carr, Josephus Daniels, John W. Hinsdale, Jr., A. W. Graham, A. W. Haywood, F. P. Hobgood, H. A. London, George M. Rose, Paul J. Long, Paul B. Means, W. S. Howard, Lee S. Overman, D. C. Barnes, J. Bryan Grimes, J. A. Barringer, S. M. Gattis, James Sprunt, George G. Stephens.

All the above-named gentlemen received, on the part of the Senate, 30 votes each.

All the above-named gentlemen received, on the part of the House of Representatives, 70 votes each.

JONATHAN PEELE,
E. A. HAWES, JR.,
*Tellers on the part of the Senate.*

J. W. MCWILLIAMS,
H. S. HARRISON,
*Tellers on the part of the House of Representatives.*

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 98, S. B. 389, bill relating to the control of automobiles and other vehicles upon the roads and highways of Edgecombe and Nash counties, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 192, S. B. 216, bill relating to the labor of convicts on the county farm of Warren County, on second reading.

The amendment reported by the committee fails of adoption.

The bill passes second reading.

Substitute for H. B. 1048, S. B. 1102, bill to be entitled an act to establish a police commission for the city of Asheville, on second reading.

Senator Mills moves that the bill do lie upon the table.

Upon this motion, Senator Lockhart calls for the ayes and noes.

The call is sustained.

Those voting in the affirmative are: Senators Britt, Elliott, Hankins, Lee, Matthews, McCall, Mills, Reynolds, Sherrill, Wray—10.

Those voting in the negative are: Senators Bassett, Blow, Burton, Clark, Doughton, Fry, Gay, Godwin, Kluttz, Latham, Lockhart, Long of Person, Love, Manning, Means, Ormond, Peele, Ray, West—20.

Senator Starbuck announces that he is paired with Senator Long of Person, who is absent. That if Senator Long were present he (Senator Long) would vote in the negative and that he (Starbuck) would vote in the affirmative.

Senator Blow moves to adjourn until 10 o'clock on Monday.

Senator Mills calls for the ayes and noes.

The call is sustained.

The motion fails of adoption, ayes 8, noes 25, as follows:

Those voting in the affirmative are: Senators Blow, Burton, Fry, Gay, Godwin, Hankins, Johnson, Sherrill—8.

Those voting in the negative are: Senators Bassett, Britt, Clark, Doughton, Elliott, Empie, Hawes, Holden, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Matthews, McCall, Means, Mills, Ormond, Ray, Reynolds, Scott, Starbuck, West—25.

Senator Ormond calls for the previous question.

The call is sustained.

The bill passes second reading, ayes 17, noes 14, as follows:

Those voting in the affirmative are: Senators Blow, Burton, Clark, Empie, Fry, Gay, Godwin, Hankins, Latham, Lockart, Love, Martin, Nimocks, Ormond, Peele, Ray, Travis—17.

Those voting in the negative are: Senators Britt, Doughton, Elliott,

Hawes, Kluttz, Lee, Matthews, McCall, Means, Mills, Reynolds, Sherrill, West, Wray—14.

Senator Starbuck states that he is paired with Senator Long of Iredell, who, if present, would vote for the bill, while he (Starbuck) would vote against it.

S. B. 1381, bill to alter the public road in Wilkes County, known as the Phillips Gap Road, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1332, bill to establish a board of water commissioners for Adams Creek, in Cabarrus County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1376, bill to make the 12th day of April of each year a legal holiday in commemoration of the Halifax Resolutions, on second reading.

The resolution passes second reading.

S. B. 1216, bill to give authority to the Board of Road Commissioners of Forsyth County to expend a part of the road fund within cities and towns of the county, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Clark, the Senate adjourns until Monday at 10 o'clock.

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## FORTY-SEVENTH DAY.

SENATE CHAMBER, March 1, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Tilson.

The Committee on Daily Journal reports no corrections in the Journal of Saturday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Judicial Districts:

By Senator Barringer, S. B. 1226, bill to prescribe the time for holding the courts of the Sixth Judicial District, with favorable report.

S. B. 1248, bill to amend chapter 28, section 1506, of the Revisal of 1905, fixing the time for holding the courts in Sampson County, with favorable report.

By Senator Barringer, S. B. 1183, bill to provide for holding the courts of Lee County, with favorable report.

From Committee on Fish and Fisheries:

By Senator Burton, H. B. 673, S. B. 1266, bill to protect fish in Black River and its tributaries, with favorable report.

From Committee on Immigration:

Bill to repeal chapter 924, Public Laws of 1907, relative to the encouragement of immigration, with unfavorable report, by Senator Empie.

A minority report is filed by Senators Reynolds and Shaw, recommending that the bill do pass.

On motion of Senator Means, S. B. 1225, bill to repeal sections 4991 and 4992 of the Revisal of 1905, in regard to Confederate pensions and to substitute the following as section 4991 for said two sections, is re-referred to Committee on Appropriations.

On motion of Senator Ormond, H. B. 931 and H. B. 932 are withdrawn from Committee on Game Laws and placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 76, S. B. 1388, bill for the relief of the Fayetteville Independent Light Infantry Company.

Placed on the Calendar.

H. B. 334, S. B. 1389, bill to amend chapter 210 of the Public Laws of 1905, relating to highway commission of Valleytown Township, Cherokee County.

Referred to Committee on Public Roads.

H. B. 1224, S. B. 1390, bill authorizing the commissioners and Treasurer of Davie County to transfer the surplus belonging to the special railroad-tax fund to the general county fund.

Referred to Judiciary Committee.

H. B. 1225, S. B. 1391, bill authorizing the commissioners of Davie County to buy additional land for the purpose of the County Home for the Aged and Infirm.

Referred to Committee on Propositions and Grievances.

H. B. 132, S. B. 1392, bill relative to hunting in Carteret County.

Placed on the Calendar.

H. B. 160, S. B. 1393, bill to promote the drainage of wet, swamp and overflowed lands.

Placed on the Calendar.

H. B. 1657, S. B. 1394, bill relating to the control and management of automobiles and other vehicles upon the public roads and highways of New Hanover and other counties of the State.

Referred to Committee on Public Roads.

H. B. 991, S. B. 1395, bill to incorporate the Laurinburg and Southern Railway Company.

Placed on the Calendar.

H. B. 1153, S. B. 1396, bill to amend section 2785 of the Revisal of

1905, relating to the pay of the County Commissioners of Onslow County.

Placed on the Calendar.

H. B. 418, S. B. 1426, bill to amend chapter 831, Public Laws of 1907, creating firemen's relief fund.

Referred to Committee on Insurance.

H. B. 1099, S. B. 1419, bill to repeal chapter 672, Public Laws of 1907, relative to the roads of Cherokee County.

Referred to Committee on Public Roads.

H. B. 1501, S. B. 1420, bill to amend chapter 344, Private Laws of 1907, being an act to amend the charter of the city of Concord, Cabarrus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1525, S. B. 1421, bill to extend the time for the completion of the Wilmington, Brunswick and Southern Railway.

Referred to Committee on Railroads.

H. B. 684, S. B. 1422, bill to amend the charter and extend the corporate limits of the town of Madison, in Rockingham County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1547, S. B. 1423, bill to amend the charter of Ore Hill, in Chatham County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1544, S. B. 1424, bill to amend the charter of the town of Clyde, in Haywood County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1499, S. B. 1425, bill to authorize the Board of Commissioners of Stovall, Granville County, to issue five thousand dollars of bonds for the improvement of streets and other purposes.

Referred to Committee on Judiciary.

H. B. 1495, S. B. 1427, bill to amend the charter of the town of Wadesboro.

Referred to Committee on Counties, Cities and Towns.

H. B. 565, S. B. 146, bill to place the public officers of Henderson County on salary and to regulate the use and management of the county courthouse.

Senator Ray moves that the Senate do not concur in House amendment and that a conference committee be appointed on the part of the Senate.

The President appoints on part of the Senate, Senators Mills and Ray of Henderson.

H. B. 840, S. B. 1408, bill to incorporate the Sons and Daughters of Jacob.

Referred to Committee on Corporations.

H. B. 1201, S. B. 1409, bill to amend chapter 483 of the Public Laws of 1893 and acts amendatory thereto, concerning the graded and public schools at Pilot Mountain.

Referred to Committee on Education.

H. B. 1036, S. B. 1410, bill to allow convicted persons of Caswell County to work on the county farm.

Referred to Committee on Propositions and Grievances.

H. B. 1058, S. B. 1411, bill to change the jurisdiction of the October term Superior Court of Union County.

Placed on the Calendar.

H. B. 1098, S. B. 1412, bill to abolish the January term of the Superior Court of Northampton County.

Referred to Committee on Judicial Districts.

H. B. 1105, S. B. 1413, bill to amend section 2785 of the Revisal of 1905, so as to increase the per diem of the County Commissioners of Granville County to three dollars per day.

Referred to Committee on Revisal.

H. B. 1156, S. B. 1414, bill to amend section 4, chapter 969, Public Laws of 1907, relating to oysters.

Referred to Committee on Shellfish.

H. B. 1566, S. B. 1415, bill to allow J. Bis Ray to use the index of the Revisal of 1905 in a digest of the Supreme Court Reports, being prepared by him.

Referred to Committee on Judiciary.

H. B. 1172, S. B. 1416, bill to validate bond elections in Ashe County.

Referred to Committee on Judiciary.

H. B. 1157, S. B. 1417, bill to prevent the sale of wine, cider, and other intoxicating bitters within three miles of certain churches in Carteret County.

Referred to Committee on Propositions and Grievances.

H. B. 1103, S. B. 1418, bill to provide for the erection of a suitable monument to the Confederate soldiers of Granville County.

Referred to Committee on Pensions.

H. B. 1513, S. B. 1397, bill to protect small fish in the waters of Pamlico Sound.

Placed on the Calendar.

H. B. 1171, S. B. 1398, bill for an engine inspector for Ashe County.

Referred to Committee on Propositions and Grievances.

H. B. 1554, S. B. 1399, bill to amend chapter 117, Private Laws of 1907, relative to building a market house and city hall in the town of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

H. B. 1535, S. B. 1400, bill extending the time for constructing the Winston-Salem Southbound Railway Company.

Placed on the Calendar.

H. B. 1658, S. B. 1401, bill to authorize North Whitakers Township, in Nash County, to issue bonds for the improvement of the public roads in said township.

Placed on the Calendar.

H. B. 1174, S. B. 1402, bill to amend chapter 285 of the Public Laws

of 1899, relative to running sawdust into certain streams in Watauga County.

Referred to Committee on Propositions and Grievances.

H. B. 1166, S. B. 1403, bill to increase the pay of jurors in Rockingham County.

Referred to Committee on Salaries and Fees.

H. B. 839, S. B. 1404, bill to provide for standard-weight packages of meal and flour and to prevent the sale of same in short-weight packages.

Referred to Committee on Propositions and Grievances.

H. B. 1198, S. B. 1405, bill to allow H. D. Dean an ex-Sheriff of Macon County, to collect back taxes.

Referred to Committee on Propositions and Grievances.

H. B. 1272, S. B. 1406, bill to protect stock in the vacinity of Princeton, Johnston County.

Referred to Committee on Propositions and Grievances.

H. B. 1094, S. B. 1407, bill to revise and consolidate the charter of the town of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Empie, S. B. 1428, bill to prescribe the qualifications of tales jurors and special veniremen.

Referred to Committee on Judiciary.

By Senator Travis, S. B. 1385, bill to amend section 1506 of the Revisal, relative to the holding of courts in Halifax County.

Placed on the Calendar.

By Senator Long of Iredell, S. B. 1387, bill to amend the charter of the Statesville Loan and Trust Company, chapter 76 of the Laws of 1901.

Placed on the Calendar.

By Senator Blow, S. B. 1429, bill to fix salaries for certain public officers in Pitt County.

Placed on the Calendar.

By Senator Lee, S. B. 1430, bill providing for the construction and keeping in repair the public roads of Wilkes County.

Placed on the Calendar.

By Senator Shaw, S. B. 1431, bill to make applicable to and obligatory upon the town of Red Springs, subchapter 11 of chapter 73 of the Revisal of 1905.

Referred to Committee on Counties, Cities and Towns.

By Senator Empie S. B. 1432, bill regulating the shooting of certain birds in New Hanover, Brunswick and Pender counties.

Referred to Committee on Game Law.

By Senator Empie, S. B. 1433, bill to appoint justices of the peace for Brunswick County.

Referred to Committee on Justices of the Peace.

By Senator Empie, S. B. 1434, bill to appoint justices of the peace for New Hanover County.

Referred to Committee on Justices of the Peace.

By Senator Empie, S. B. 1435, bill to give the courts that are now used in New Hanover County exclusively for criminal cases civil jurisdiction.

Referred to Committee on Judicial Districts.

By Senator Kluttz, S. B. 1436, bill to amend section 641 of the Revisal of 1905, relating to the execution sales of real property.

Referred to Committee on Judiciary.

By Senator Gay, S. B. 1437, bill to amend Article II of the Constitution of North Carolina, relating to the time of the meeting of the General Assembly.

Referred to Committee on Constitutional Amendments.

By Senator Mills, S. B. 1383, bill to provide a legalized primary election for Cleveland County.

Placed on the Calendar.

By Senator Elliott, S. R. 1384, resolution in regard to introduction of bills.

Placed on the Calendar.

By Senator Fry, S. B. 1386, bill to amend the charter of Carolina Power and Light Company.

Placed on the Calendar.

By Senator Jones, S. B. 1438, bill to erect a municipal building in the city of Raleigh.

Placed on the Calendar.

By Senator Kluttz, S. B. 1439, bill to prescribe the punishment for assaults with the intent to commit the crime of murder.

Referred to Committee on Judiciary.

By Senator Peele, S. B. 1440, bill to amend chapter 109 and sections 5103 and 5093, Revisal of 1905, in reference to printing for Corporation Commission.

Placed on the Calendar.

By Senator Hankins, S. B. 1441, bill to authorize the Board of Commissioners of Lexington Township to issue bonds.

Referred to Committee on Judiciary.

By Senator Hankins, S. B. 1442, bill to amend chapter 14 of the Private Laws of 1907, relative to the charter of the town of Lexington.

Placed on the Calendar.

By Senator Empie, S. B. 1443, bill to establish a fire and police commission, amending the charter of Wilmington.

Placed on the Calendar.

ENROLLED BILLS.

Senator West, from the committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 1588, S. B. 1064, an act to authorize the commissioners of Halifax County to issue bonds to build a new courthouse.

H. B. 1589, S. B. 956, an act to amend chapter 377 of the Private Laws of 1893, and the acts of the General Assembly of 1895 and the acts amendatory thereto.

H. B. 1583, S. B. 976, an act to allow the town of Kernersville to issue bonds for improving the streets.

H. B. 641, S. B. 686, an act to allow the county of Beaufort to issue bonds to build roads and bridges.

H. B. 1579, S. B. 1140, bill to amend chapter 309 of the Private Laws for session of 1903, amending the charter of the town of China Grove North Carolina.

H. B. 1316, S. B. 790, bill to amend section 21 of chapter 40 of the Private Laws of North Carolina, session of 1899, the said act to be so amended being the charter of the town of Graham, Alamance County, North Carolina.

H. B. 1719, S. B. 1136, an act to establish a special criminal court for the county of New Hanover and to prescribe the jurisdiction thereof.

H. B. 916, S. B. 1034, an act to authorize the merger of a railroad company, to be organized in Ashe and Alleghany counties, with Virginia Southern Railroad Company, and for other purposes.

H. B. 948, S. B. 1207, an act to authorize the issue of State bonds to pay off the State bonds which fall due on the first day of July, 1910.

H. B. 1463, S. B. 472, an act to provide for the appointment of court stenographers for Swain, Haywood, Jackson and Transylvania counties.

H. B. 1747, S. B. 1365, an act supplemental to H. B. 1582, S. B. 1015, ratified February 26, 1909, entitled an act to provide for the working of the public roads of Northampton County, and to levy a special tax therefor, and to repeal chapter 538 of the Public Laws of 1903.

H. B. 1652, S. B. 919, an act to incorporate the Carolina Railway and Power Company.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 1384, joint resolution in regard to the introduction of bills.

On motion of Senator Elliott, the resolution is placed on its several readings.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1048, S. B. 1102, bill to establish a police commission for the city of Asheville.

Senator Hankins moves that this bill be made a special order for Tuesday immediately following the special order set for that day.

The motion is adopted.

On motion of Senator Fry, H. B. 1570, S. B. 1264, bill to incorporate the Southern Assembly, is withdrawn from committee and placed on the Calendar.

Substitute for S. B. 1076, bill to remove the county-site of Mitchell County to the geographical center of said county and to provide for a new courthouse and other buildings, and for other purposes, on third reading.

The bill passes third reading, ayes 23, noes 7, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Burton, Clark, Doughton, Elliott, Fry, Godwin, Hankins, Hawes, Johnson, Kluttz, Long of Iredell, Love, Martin, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Shaw—23.

Those voting in the negative are: Senators Britt, Gay, Matthews, McCall, Reynolds, Sherrill, Starbuck—7.

H. B. 1007, S. B. 1104, bill to amend chapter 127 of the Private Laws of 1907, relative to the Wilkesboro and Jefferson Turnpike Company.

The amendment reported by the Committee on Penal Institutions is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

H. B. 1188, S. B. 1349, bill to amend the charter of the town of Four Oaks, Johnston County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1388, S. B. 1353, bill to enlarge and define the boundaries of the town of Columbia, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 1237, bill to amend chapter 648 of the Public Laws of 1905, relating to the public roads of Edgecombe County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1428, S. B. 1347, bill to amend chapter 922 of the Public Laws of 1907, being an act to authorize the Board of Commissioners of Wilson County to issue bonds, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1333, S. B. 1287, bill to amend the charter of the town of Shelby, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1379, S. B. 1339, bill for the relief of Sharon Public-school District, in Cleveland County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1277, S. B. 1309, bill to authorize the commissioners of Clay County to call an election for the purpose of voting on bond issue to aid in constructing the Hiawassee Valley Railroad, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1331, S. B. 1352, bill to authorize the commissioners of Hertford to levy a special tax for years 1909 and 1910, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1558, S. B. 1344, bill to authorize trustees of Wilson Graded-school District, Wilson Township, to issue bonds, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1442, S. B. 1341, bill to submit to the qualified voters of Columbus Township, Polk County, the question of issuing bonds for macadamizing the Columbus and Tryon public road, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1165, S. B. 1201, bill to provide a better system for working the public roads in Clay County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 1338, bill to authorize the Board of Commissioners of Cabarrus County to issue bonds, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1422, S. B. 1298, bill to enable the town of Warsaw, Duplin County, North Carolina, to issue bonds to establish better sewerage system and drainage system, and other public improvements, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1433, S. B. 1308, bill for the working of the public roads in Hertford County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1507, S. B. 1289, bill to amend charter of the town of Laurinburg, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1366, S. B. 1351, bill to authorize the town of Southern Pines to issue bonds to refund its bonded indebtedness, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 1156, bill to amend, revise and consolidate the charter of the town of Tarboro, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1509, S. B. 1345, bill to establish Reynoldson Graded-school District and to provide for an election for special tax therein, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person,

Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 119, S. B. 1126, bill to provide a better system of working the public roads of Cherokee County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 956, S. B. 1209, bill to incorporate the Altapass and Linville Falls Turnpike Company, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1395, S. B. 1288, bill authorizing the commissioners of Greene County to issue bonds to pay its present floating indebtedness, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1349, S. B. 1354, bill to provide for working the roads of Polk County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 194, S. B. 540, bill to incorporate Asheville and East Tennessee Railroad Company, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives for concurrence.

H. B. 1107, S. B. 990, bill to improve the public roads in certain townships in Brunswick County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 1331, bill to incorporate Hodge Institute at Clarkton, in Bladen County, North Carolina, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1207, S. B. 1206, bill to incorporate the town of Weaverville, in the county of Buncombe, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives for concurrence.

H. B. 915, S. B. 1350, bill to establish the stock law in a part of Warsaw Township, in Duplin County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1419, S. B. 1294, bill to provide for the working of the public roads of Robeson County, and to levy a tax for the same, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 1318, bill for the better working and improveemnt of the highways of the county of Gates, North Carolina, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1528, S. B. 1343, bill to authorize the city of Kinston to issue bonds for additional buildings and equipment for the graded school, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1384, S. B. 1296, bill to promote highways, Sauratown Township, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 1317, bill to incorporate the Salisbury Railway Company, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1421, S. B. 1348, bill to amend the charter of the town of Warsaw, North Carolina, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 877, S. B. 992, bill to authorize the Board of Aldermen of the city of Salisbury to issue mortgage bonds on the waterworks

plant of said city with the approval of the Board of Water Commissioners of the city of Salisbury, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 1066, bill to refund the floating debt of Elizabeth City, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

S. B. 1337, bill providing for the working, making and maintaining the public roads and bridges of Henderson County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1444, S. B. 1310, bill to amend chapter 477, Private Laws of 1905, relative to working public roads in Cleveland County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1443, S. B. 1311, bill to provide for a special-tax election in School District No. 5, Hyde County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1146, S. B. 1305, bill to build bridges in Haywood County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1271, S. B. 1299, bill to extend the corporate limits of the town of Benson, in Johnston County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 998, S. B. 1306, bill to authorize the levy and collection of an additional tax for the purpose of building a schoolhouse for the white in School District No. 1, in Warsaw Township, Duplin County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

S. B. 134, bill to revise, amend and consolidate the school laws of the city of Hickory, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered engrossed and sent to the House of Representatives.

S. B. 1329, bill to create a public-school district in Lee County and to provide for a special tax for the support of the schools therein, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

S. B. 1336, bill to incorporate the Mount Pleasant Railway Company, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered sent to the House of Representatives.

H. B. 1438, S. B. 1342, bill to provide for the better working of the roads in Beaver Dam Ward, Buncombe County, on third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

The bill is ordered enrolled.

H. B. 1496, S. B. 1291, bill to authorize the town of Pittsboro to issue bonds to work streets, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

H. B. 1342, S. B. 1286, bill to reincorporate the town of Walstonburg, in the county of Greene, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

H. B. 1497, S. B. 1302, bill to amend the charter of the Piedmont Railway Company, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

S. B. 1372, bill to establish a graded school in Farmer District, Randolph County, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person,

Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

H. B. 1387, S. B. 1293, bill to amend chapter 718 of the Public Laws of 1903, relating to the graded school in the town of Columbia, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

H. B. 1327, S. B. 1290, bill to provide for the improvement of the public roads in Lee County, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

S. B. 1358, bill to provide for the working of the roads in Rutherford County, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

H. B. 1282, S. B. 1300, bill to authorize the town of Selma to issue bonds and to pay off and discharge its floating indebtedness, to install electric lights and sewerage system and otherwise beneficially to make internal improvements, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

H. B. 1213, S. B. 1297, bill to amend chapter 313 of the Private Laws of 1907, relating to the issuing of bonds by the city of Raleigh to refund its indebtedness, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

S. B. 1368, bill to reincorporate and restore incorporate powers to

the town of Gatesville, in the county of Gates, and to define the corporate limits of said town, on second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

S. B. 284, bill to authorize the boards of commissioners of the several counties of the State to increase the pension of the Confederate soldiers and the widows of such and to authorize said boards to levy a special tax therefor.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Long of Person, Love, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Reynolds, Scott, Shaw, Sherrill, Tilson, West, Wray—32.

H. B. 931, S. B. 1055, bill relating to hunting wild animals in Bogues Banks, Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1570, S. B. 1264, bill to incorporate the Southern Assembly, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1101, bill to place the solicitors of the Superior Court on a salary, on third reading.

Senator Pharr offers the following amendment (the amendment he offered on Saturday), and also the following amendment:

That the solicitors of the State be required to furnish to the Attorney-General of the State on or before the first day of April, 1910, the respective amounts received by them from fees and pay during the year ending January 1, 1910. The salary of the solicitors for the respective districts of the State shall be as follows: In the district where the report shows fees of $3,000 or more, the salary shall be 20 per cent. less than the amount of said earnings; or less than $3,000, or more than $2,500, the salary shall be 15 per cent. less than the earnings; where the earnings are less than $2,500, and more than $2,000, the salary shall be 10 per cent. less than the earnings; where the earnings are less than $2,000, the salary shall be the amount of said earnings.

Senator Ormond calls the previous question.

The call is sustained.

The amendment first offered by Senator Pharr (that offered on Saturday) fails of adoption.

The second amendment offered by Senator Pharr fails of adoption.

On the passage of the bill on third reading, Senator Peele calls for the ayes and noes.

The call is sustained.

The bill, as amended, passes third reading, ayes 20, noes 17, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Britt, Burton, Empie, Gay, Godwin, Hankins, Hawes, Johnson, Kluttz, Latham, Martin, Matthews, Mills, Ormond, Powell, Ray, Shaw—20.

Those voting in the negative are: Senators Barham, Clark, Doughton, Elliott, Fry, Long of Iredell, Long of Person, Love, McCall, Means, Nimocks, Pharr, Reynolds, Scott, Sherrill, Turner, West—17.

Senator Peele states that he is paired with Senator Dockery; that if present, Senator Dockery would vote aye and that he (Peele) would vote no.

Senator Starbuck states that he is paired with Senator Jones; that if present, he (Senator Starbuck) would vote in favor of and Senator Jones against the bill.

The bill is ordered engrossed and sent to the House of Representatives.

H. B. 192, S. B. 216, bill relating to the labor of convicts on the county farm of the county of Warren, on third reading.

The bill passes third reading and is ordered enrolled.

H. B. 949, S. B. 1039, bill to prevent the killing or capturing of quail and squirrels in the county of Caldwell, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. B. 445, S. B. 828, bill to amend the game law for Bug Hill and Lees Township, in Columbus County, regulating the season for trapping fur-bearing animals, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 542, S. B. 932, bill for the protection of game in Frenchs Creek and other townships in Bladen County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1284, S. B. 1283, bill to aid the Watauga Railway Company to construct a railroad from some point on the Caldwell and Northern, in the county of Caldwell, to Boone, a point in the county of Watauga, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. R. 1011, resolution of the General Assembly concerning freight rates, on second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1096, bill for the relief of the County Commissioners of Mecklenburg County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. R. 1220, joint resolution to purchase sets of Pell's Revisal of 1909 for the use of the courts, State officers and the General Assembly, on second reading.

Senator Nimocks offers the following resolution:

Amend by striking out the words "at the published price," in line 3 of section 1, and inserting the words "at the best price obtainable, having due reference to the number of volumes published."

The amendment is adopted.

Senator Spence offers the following amendment:

Amend by inserting after the figures "1908" and before the word "at," in line 3 of section 1, the following: "Clark's second edition of The Code, and Womack's four volumes of the Digest of North Carolina Reports."

The amendment fails of adoption.

Senator Elliott moves to amend by striking out "50" and inserting in place thereof "20," in section 2.

The amendment is adopted.

Senator Bassett offers the following amendment:

Amend section 1 by striking out the word "instructed," and insert in lieu thereof the word "authorized," and in section 2.

The amendment is adopted.

Senator Spence moves to strike out section 1 and renumber section 2.

The amendment is lost.

The bill, as amended, passes second reading.

On motion of Senator Burton, H. B. 278, S. B. 413, and H. B. 176, S. B. 301, are withdrawn from the unfavorable calendar and re-referred to the Committee of Salaries and Fees.

On motion of Senator Peele, S. B. 604, bill to repeal chapter 924 of the Public Laws of 1907, relative to the immigration is made a special order for 9 o'clock to-night.

S. R. 698, joint resolution instructing our Senators and Representatives in Congress in reference to claims, on second reading.

Senator Scott moves that the resolution do lie upon the table.

The motion is adopted.

Senator Bassett moves that S. B. 41, bill to extend State aid to the movement for the erection of a monument to Henry L. Wyatt, reported unfavorably, be referred to the Committee on Appropriations.

The motion is adopted.

S. B. 1358, bill to provide for the working of the public roads of Rutherford County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 952, bill to punish and prevent the sale or offering for sale of adulterated, impure or misbranded agricultural or vegetable seed and those lacking viability, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 963, bill to amend section 3890 of the Revisal of 1905 of North

Carolina, relative to building and loan associations, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. R. 842, joint resolution to submit to the people the question of the removal of the capital to Greensboro.

Senator Barringer calls the previous question.

The call is sustained.

The bill passes second reading.

S. B. 1361, bill for legalizing primary elections in the county of Cumberland, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Ormond moves that the bill known as the Firemen's Relief Fund Bill be made a special order for Thursday at 12 o'clock.

The motion is adopted.

H. B. 281, S. B. 442, bill to regulate the registration, sale and inspection of condimental, patented, proprietary or trade-marked stock or poultry foods or feeds, condition powders and stock medicines and remedies, on second reading.

The substitute reported by the committee is adopted.

The substitute reported by the committee passes second and third readings and is ordered sent to the House of Representatives for concurrence.

Senator Starbuck moves that the vote by which Hon. Geo. W. Connor was elected a member of the Trustees of the University on Saturday last be reconsidered, and that the office to which he was elected be declared vacant.

Senator Starbuck states that he makes the motion at the request of Mr. Connor.

The motion is adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, informing the Senate that the House of Representatives has received its message as to H. B. 565, S. B. 146, bill to place the public officers of Henderson County on a salary and to regulate the use and management of the county courthouse, and appoints as a committee on the part of the House to act with the Senate committee to confer, Messrs. Bowie and McCrary.

On motion of Senator Wray, H. B. 1206, S. B. 951, which has been sent to the House of Representatives, is ordered recalled and placed on the Calendar.

LEAVE OF ABSENCE.

On motion of Senator Clark, leave of absence is granted to Senator Lockhart until Tuesday.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, requesting the return of H. B. 1504, bill to allow the commissioners of Burke County to fund its floating debt and issue bonds therefor.

The bill is ordered returned.

ENGROSSED BILLS.

Senator Barham, from the Committee on Engrossed Bills, reports the following bills and resolutions are correctly engrossed, and they are ordered sent to the House of Representatives for the concurrence of that body:

S. B. 916, bill to amend certain sections of the Revisal of 1905 of North Carolina and certain chapters of the Public Laws of 1907 of North Carolina, being parts of the Public School Laws.

S. B. 1101, substitute for S. B. Nos. 179, 222 and 787, to place the solicitors of the Superior Courts on a salary.

PRIVILEGES OF THE FLOOR.

On motion of Senator Bassett, the privileges of the floor are extended to Hon. T. T. Thorne, former Senator from Nash County.

LEAVES OF ABSENCE.

On motion of Senator Love, leave of absence is granted to Senator Dockery.

On motion of Senator Bassett, leave of absence is granted to Senator Travis until Wednesday.

On motion of Senator Holden, leave of absence is granted to Senator Holden until Wednesday.

On motion of Senator Long, leave of absence is granted to Senator Manning for two days.

On motion of Senator Clark, leave of absence is granted to Senator Dawes until Wednesday.

On motion, the Senate takes a recess until to-night at 8 o'clock.

EVENING SESSION.

At 8 o'clock the Senate reconvenes.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1375, bill to authorize the Judge of the Superior Court in certain cases to appoint policemen in Leaksville Township, Rockingham County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 4, bill to repeal section 1182 of the Revisal of 1905, providing how directors of corporations shall be elected, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 130, S. B. 220, bill relative to pay of jurors in Swain County, on second reading.

The amendment reported by the committee is adopted.

The bill passes second and third readings and is ordered sent to the House of Representatives for concurrence in amendment.

S. B. 1218, bill to amend chapter 841 of the Public Laws of 1907, relating to the compensation of the Supreme Court stenographer, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1294, H. B. 1419, bill to provide for the working of the public roads of Robeson County and to levy a special tax for the same.

Senator Nimocks moves that the vote by which S. B. 4, bill to repeal section 1182 of the Revisal of 1905, providing how directors of corporations shall be elected, was adopted, be reconsidered.

The motion is adopted and the bill is placed on the Calendar.

On motion of Senator Bassett, S. B. 1364, bill to authorize J. C. Braswell and J. W. Sherrod to disinter and remove the dead bodies buried in the lot on Church Street in the city of Rocky Mount, known as the Old Methodist Church, and the lots adjacent thereto, is withdrawn from Judiciary Committee and placed on the Calendar.

The motion is adopted.

Senator Bassett offers an amendment, which is adopted as a committee amendment.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1440, bill to amend chapter 109 and sections 5103 and 5093, Revisal of 1905, in reference to printing for Corporation Commission.

On motion of Senator Peele, the bill is withdrawn from the Calendar and referred to Committee on Printing.

S. B. 305, bill to amend section 1699 of the Revisal of North Carolina, relating to the validity of grants.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

H. B. 212, S. B. 380, bill authorizing the payment of deposits made in trust and for the relief of persons for whom such deposits are made, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 400, bill to amend section 484 of the Revisal of 1905 of North Carolina, relating to filing of answers, on second reading.

The amendment reported by the committee is adopted.

The amendment passes second and third readings and is ordered sent to the House of Representatives.

H. B. 76, S. B. 1388, bill for the relief of the Fayetteville Independent Light Infantry Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 991, S. B. 1395, bill to incorporate the Laurinburg and Southern Railroad Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1156, S. B. 1414, bill to amend section 4, chapter 969, Public Laws of 1907, relating to oysters.

On motion of Senator Burton, this bill is withdrawn from committee and placed on the Calendar.

H. B. 1157, S. B. 1417, bill to prevent the sale of wine, cider, and other intoxicating bitters within three miles of certain churches in Carteret County.

On motion of Senator Martin, this bill is withdrawn from committee and placed on the Calendar.

H. B. 925, S. B. 1079, bill to secure the better drainage of lowlands in Forsyth and Davidson counties.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1215, bill to authorize and empower the Board of Commissioners of Forsyth County to adopt such rules and regulations for enforcing discipline among prisoners sentenced to work on the public roads of Forsyth County as their judgment may indicate, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1156, S. B. 1414, bill to amend section 4, chapter 969, Public Laws of 1907, relating to oysters.

On motion of Senator Burton, this bill is withdrawn from committee and placed on the Calendar.

H. B. 1157, S. B. 1417, bill to prevent the sale of wine, cider, and other intoxicating bitters within three miles of certain churches in Carteret County.

On motion of Senator Martin, this bill is withdrawn from committee and placed on the Calendar.

H. B. 925, S. B. 1079, bill to secure the better drainage of lowlands in Forsyth and Davidson counties.

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The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1215, bill to authorize and empower the Board of Commissioners of Forsyth County to adopt such rules and regulations for enforcing discipline among prisoners sentenced to work on the public roads of Forsyth County as their judgment may indicate, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1156, S. B. 1414, bill to amend section 4, chapter 969, Public Laws of 1907, relating to oysters, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1157, S. B. 1417, bill to prevent the sale of wine, cider, and other intoxicating bitters within three miles of certain churches in Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 548, bill to provide for the establishment of a board of police commissioners for the city of Durham, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 580, bill to expedite the trial of causes, both civil and criminal, and to regulate challenges to jurors in the courts of this State, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 668, bill to provide for deficit of State Hospital at Goldsboro, on second reading.

The bill is referred to Committee on Appropriations.

S. B. 692, bill to amend chapter 457 of the Public Laws of 1907, relating to the election of directors of corporations.

The substitute reported by the committee is adopted.

The substitute passes second reading.

S. B. 1239, bill to revise the charter of the Trustees of North Carolina College at Mount Pleasant, North Carolina.

The bill passes second and third readings and is ordered sent to the House of Representatives.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 604, bill to repeal chapter 924 of the Public Laws of 1907, relative to the encouragement of immigration, on second reading.

Senator Empie demands the previous question.

The call is sustained.

On second reading, Senator Peele calls for the ayes and noes.

The call is sustained.

The bill passes second reading, ayes 33, noes 5, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Doughton, Elliott, Fry, Godwin, Hawes, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, McCall, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Starbuck, Turner, West, Wray—33.

Those voting in the negative are: Senators Barringer, Clark, Empie, Gay, Means—5.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 777, S. B. 1189, bill to construct a graded road in Ashe County, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1383, bill to provide a legalized primary for Cleveland County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1443, bill to amend the charter of the city of Wilmington and to establish a fire and police commission.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 792, S. B. 1252, bill to amend chapter 360 of the Private Laws of 1907, incorporating the Mattamuskeet Railroad Company, so that said company may construct its railroad to Washington, in Beaufort County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1243, bill to incorporate bonding and guaranty corporations, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1400, bill extending the time within which the Winston-Salem Southbound Railroad Company may construct its railroad, on second reading.

On motion of Senator Spence, the bill is re-referred to Committee on Railroads.

H. B. 1058, S. B. 1411, bill to change the jurisdiction of the October term of the Superior Court of Union County, North Carolina, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 187, S. B. 774, bill defining the boundary line of Montreat Special School-tax District in Buncombe County, Black Mountain Township, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 785, bill to punish safe-crackers, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Bassett, the Senate adjourns until to-morrow at 10 o'clock.

## FORTY-EIGHTH DAY.

SENATE CHAMBER, March 2, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Means, of Cabarrus County.

The Committee on the Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

From Committee on Constitutional Amendments:

By Senator Ormond, S. B. 1128, bill to amend Article VIII of the Constitution of North Carolina, with favorable report.

From Committee on Counties Cities and Towns:

H. B. 730, S. B. 1022, bill for the correction of errors in settling the accounts of defaulting officials in Pasquotank County, with unfavorable report, by Senator Wray.

From Committee on Propositions and Grievances:

By Senator Britt, S. B. 1406, bill to protect stock in the city of Princeton, Johnston County.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

By Senator Fry, H. B. 928, S. B. 1208, bill to amend section 3733 of the Revisal of 1905, in regard to public drunkenness, with favorable report.

By Senator Fry, H. B. 984, S. B. 1269, bill to appoint a cotton-weigher for Best, Wayne County, with favorable report.

By Senator Fry, S. B. 1398, bill to appoint an engine inspector for Ashe County, with favorable report.

By Senator Fry, H. B. 957, S. B. 1268, bill to amend chapter 111 of the Public Laws of 1893, relative to cotton-weigher for Stanly County, with favorable report.

S. B. 1326, bill for the relief of Thomas M. Seawell, with favorable report.

By Senator Elliott, S. B. 1077, bill to prohibit the sale of wine within certain localities, with favorable report.

By Senator Gay, H. B. 975, S. B. 1274, bill for the relief of M. C. Honeycutt, ex-Sheriff of Yancey County, with favorable report.

By Senator Nimocks, S. B. 861, bill to appoint trustees for Yanceyville Female Academy, with favorable report.

By Senator Nimocks, H. B. 1225, S. B. 1391, bill to authorize the commissioners of Davie County to buy additional land for purpose of Home for Aged and Infirm, with favorable report.

S. B. 1053, bill to amend chapter 213 of the Public Laws of 1905, in reference to compulsory attendance of Indians at school, with favorable report.

H. B. 646, S. B. 1211, bill to prevent the illegal sale of liquor in Burke County, with favorable report.

By Senator Ormond, S. B. 1374, bill to prevent the drinking of intoxicants and smoking on the land of the Ephesus Baptist Church, in Robeson County, with favorable report.

By Senator Ormond, H. B. 633, S. B. 1019, bill for the relief of H. C. Kearney, with favorable report.

From Committee on Judiciary:

S. B. 1373, bill to amend sections 4314 and 4353 of the Revisal of 1905, relative to election returns, with favorable report.

From Committee on Manufacturing:

H. B. 188, S. B. 931, bill to regulate and restrict child labor in manufacturing establishments, with favorable report.

A minority report is filed by Senator Elliott.

From Committee on Education:

S. B. 1251, bill for the establishment of a high school at Cowee, Macon County, with favorable report.

S. B. 1109, bill to compel attendance of Indians at school, with favorable report.

S. B. 1256, bill to incorporate the Faison Industrial and Training School.

H. B. 1485, S. B. 1254, bill for the relief of E. D. Snell, with unfavorable report.

On motion of Senator Peele, S. B. 1162, bill to change the boundary lines between Vance and Franklin, is withdrawn from committee and placed on the Calendar.

S. B. 1194, bill to amend chapter 384 of the Public Laws of ....., relative to the Edenton Graded Schools, with favorable report.

H. B. 869, S. B. 1212, bill for the relief of Edward Johnson, a public-school teacher, with unfavorable report.

S. B. 801, bill to establish a new school district in Rutherford and Polk counties, with favorable report.

S. B. 1249, bill relating to Holly Grove Special-tax District, in Sampson County, with favorable report.

S. B. 1250, bill relating to a special tax in Sampson County, with favorable report.

From Committee on Constitutional Amendments:

By Senator Nimocks, S. B. 1437, bill to amend the Constitution relative to the time of meeting of the General Assembly, with favorable report.

S. B. 326, bill to amend the Constitution, abolishing the office of solicitor and creating office of county attorney, with unfavorable report.

S. B. 1356, bill to call a convention of the people of North Carolina, with favorable report.

From Committee on Congressional Apportionment:

S. B. 62, bill to transfer Madison County to the Tenth Congressional District, with unfavorable report.

Senator Britt files a minority report.

From Committee on Education:

H. B. 1423, S. B. 1265, bill to incorporate Graham School, in Warren County, with favorable report.

S. B. 1168, bill creating a building committee, with favorable report.

S. B. 1171, bill for relief of certain pupils of district schools, with unfavorable report.

From Committee on Revisal:

By Senator Spence, S. B. 1070, bill relating to fees of coroners, with favorable report.

S. B. 705, bill to change the boundary lines of certain school districts, with unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Bassett, S. B. 1445, bill to amend section 2802 of the Revisal of 1905, relating to pay of surveyors of Nash and Edgecombe counties.

Placed on the Calendar.

By Senator Gay, S. B. 1447, bill to validate certain probates of William L. Knight, a notary public in and for Northampton County.

Placed on the Calendar.

By Senator McCall, S. B. 1448, bill to promote the cause of education of Burke County.

Referred to Committee on Education.

By Senator McCall, S. B. 1449, bill to promote the cause of education in McDowell County.

Referred to Committee on Education.

By Senator Britt, S. B. 1450, bill to regulate the making of calendars for the trial of civil actions for Buncombe County, and to regulate the hearing on motions in civil actions.

Placed on the Calendar.

By Senator Jones, S. B. 1451, bill relating to the transfer of school children from district public schools to the public schools in cities and towns.

Referred to Committee on Education.

By Senator Doughton, S. B. 1452, bill to amend chapter 101 of the Revisal of 1905, and to protect the State's interests by authorizing the Board of Internal Improvements to require and take sufficient bonds of contractors on public works and buildings.

Referred to Committee on Finance.

By Senator Long of Person, S. B. 1479, bill to provide for the proper examination and checking up State departments and institutions.

Referred to Committee on Finance.

By Senator Shaw, S. B. 1506, bill to appoint a justice of the peace for Maxton Township, Robeson County.

Referred to Committee on Justices of the Peace.

By Senator Gay, S. B. 1507, bill to validate certain probates of certain acting justices of the peace in Northampton County.

Placed on the Calendar.

By Senator Love, S. B. 1508, bill to amend sections 1 and 2 of Article X of the Constitution.

Referred to Committee on Constitutional Amendments.

By Senator Means, S. B. 1509, bill to prevent the destruction of quail and partridges, or woodcock, in Cabarrus County.

Placed on the Calendar.

By Senator Wray, S. B. 1510, bill to change the pension of D. Crocket Jones, of Rockingham County, an old Confederate soldier.

Referred to Committee on Pensions.

By Senator Tilson, S. B. 1511, bill to promote highways in Mars Hill Township.

Placed on the Calendar.

By Senator Love, S. B. 1512, bill to authorize married women to contract as if unmarried.

Referred to Committee on Judiciary.

By Senator Ormond, S. B. 1513, bill to separate the civil and criminal terms of court for Lenoir County and to abolish the second week of the December term.

By Senator Holden, S. B. 1514, bill to amend chapter 120, Public Laws, special session 1908, relative to medical depository in the town of Louisburg, N. C.

Placed on the Calendar.

By Senator Latham, S. B. 1515, bill to create a recorders' court for the district for the city of Washington and define the jurisdiction and territory thereof.

Placed on the Calendar.

By Senator Peele, S. B. 1516, bill to amend chapter 43, Private Laws of 1897, relating to benevolent associations.

Placed on the Calendar.

By Senator Ormond, S. B. 1517, bill to authorize the Chief Justice and the Associate Justices of the Supreme Court and the judges of the Superior Courts to make recommendations looking to the reform of our judicial system.

Placed on the Calendar.

By Senator Ormond, S. B. 1519, bill to protect State property from destruction by fire.

Referred to Committee on Insurance.

By Senator Ormond, by request, S. B. 1520, bill to safeguard the Supreme Court and Agricultural buildings and valuable contents from fire.

Referred to Committee on Insurance.

By Senator Martin, S. B. 1521, bill for the relief of W. J. Jackson, of Washington County.

Placed on the Calendar.

By Senator Barringer, S. B. 1444, bill to provide for a court stenographer for Guilford County.

Placed on the Calendar.

By Senator Fry, S. B. 1446, bill to validate a certain election in the town of Bryson City on 7th day of May, 1907.

Placed on the Calendar.

ENROLLED BILLS.

Senator West, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 931, S. B. 1055, an act relative to hunting wild animals on Bogue Banks, in Carteret County.

H. B. 1444, S. B. 1310, an act to amend chapter 477, Private Laws of 1905, relative to working public roads in Cleveland County.

H. B. 1443, S. B. 1311, an act to provide for a special-tax election in School District No. 5, Hyde County.

H. B. 1333, S. B. 1287, an act to amend the charter of the town of Shelby.

H. B. 1379, S. B. 1339, an act for the relief of Sharon Public-school District of Cleveland County.

H. B. 1509, S. B. 1345, an act to establish Reynoldson Graded-school District and to provide for an election for special tax theerin.

H. B. 1331, S. B. 1352, an act to authorize the commissioners of Hertford County to levy a special tax in the years 1909 and 1910.

H. B. 1277, S. B. 1309, an act to authorize the commissioners of Clay County to call an election for the purpose of voting on a bond issue to aid in constructing the Hiawassee Valley Railroad.

H. B. 1421, S. B. 1348, an act to amend the charter of the town of Warsaw, North Carolina.

H. B. 1271, S. B. 1299, an act to extend the corporate limits of the town of Benson, in Johnston County.

H. B. 1366, S. B. 1351, an act to authorize the town of Southern Pines to issue bonds to refund its bonded indebtedness.

H. B. 1146, S. B. 1305, an act to build bridges in Haywood County.

H. B. 1284, S. B. 1283, an act to aid the Watauga Railway Company to construct a railroad from some point on the Caldwell and Northern Railroad, in the county of Caldwell, to Boone, in the county of Watauga.

H. B. 1668, S. B. 1344, an act to authorize the trustees of Wilson Graded-school District, Wilson Township, to issue bonds.

H. B. 956, S. B. 1209, an act to incorporate the Atlapass and Linnville Falls Turnpike Company.

H. B. 1428, S. B. 1347, an act to amend chapter 922 of the Public Laws of 1907, being an act to authorize the Board of Commissioners of Wilson County to issue bonds.

H. B. 1188, S. B. 1349, an act to amend the charter of the town of Four Oaks, Johnston County, North Carolina.

H. B. 1507, S. B. 1289, an act to amend the charter of the town of Laurinburg.

H. B. 98, S. B. 389, an act relating to the control and management of automobiles and other vehicles upon the roads and highways in Edgecombe, Rowan and Nash counties.

H. B. 1438, S. B. 1342, an act to provide for the better working of the roads in Beaver Dam Ward, in Buncombe County.

H. B. 1789, S. B. 1143, an act to amend section 1318 of the Revisal of 1905, relative to county buildings.

H. B. 1395, S. B. 1268, an act authorizing the commissioners of Greene County to issue bonds to pay its present floating indebtedness.

H. B. 192, S. B. 216, an act relating to the labor of convicts on the county farm of Warren County.

H. B. 1422, S. B. 1293, an act to enable the town of Warsaw, Duplin County, North Carolina, to issue bonds to establish better sewerage system and drainage system, and other public improvements.

H. B. 1388, S. B. 1353, an act to enlarge and define the boundaries of the town of Columbia.

H. B. 119, S. B. 1126, an act to provide a better system of working the public roads of Cherokee County.

H. B. 1165, S. B. 1201, an act to provide a better system for working the public roads in Clay County.

H. B. 367, S. B. 448, an act amendatory to an act establishing the Guilford Graded School in Guilford County in 1901, as amended in 1903.

H. B. 445, S. B. 828, an act to amend the game law for Bug Hill and Lees townships, in Columbus County, relative to season for trapping fur-bearing animals.

H. B. 542, S. B. 932, an act for the protection of game in Frenchs Creek Township, Cypress Creek Township, Turnbull Township and Colly Township, Bladen County.

H. B. 998, S. B. 1306, an act to authorize the levy and collection of an additional tax for the purpose of building a school-house for the whites in School District No. 1, in Warsaw Township, Duplin County.

H. B. 877, S. B. 992, an act to authorize the Board of Aldermen of Salisbury to issue mortgage bonds on the waterworks plant of said city with the approval of the Board of Water Commissioners of Salisbury.

H. B. 1528, S. B. 1343, an act to authorize the city of Kinston to issue bonds for additional buildings and equipments for the graded schools.

H. B. 1570, S. B. 1264, an act to incorporate the Southern Assembly.

H. B. 1107, S. B. 990, an act to improve the public roads in certain townships in Brunswick County.

H. B. 1003, S. B. 1088, an act to incorporate the Ahoskie School District and allow it to vote on a special tax for schools and issue bonds.

H. B. 915, S. B. 1350, an act to establish the stock law in a part of Warsaw Township, in Duplin County.

H. B. 1419, S. B. 1294, an act to provide for the working the public roads in Robeson County, and to levy a tax for the same.

H. B. 1349, S. B. 1354, an act to provide for working the roads of Polk County.

H. B. 1433, S. B. 1308, an act for the working of the public roads in Hertford County.

H. R. 1776, S. R. 1379, resolution to pay members of the Committee on Penal Institutions.

H. R. 1745, S. R. 1367, resolution providing for the election of Trustees of the University of North Carolina.

H. B. 552, S. B. 824, an act amending the road law of McDowell County (except Marion and Crooked Creek townships).

H. B. 1647, S. B. 961, an act to extend the corporate limits of the town of Gastonia, North Carolina.

H. B. 1471, S. B. 694, an act to amend the charter of The Farmers Mutual Fire Insurance Association of North Carolina.

H. B. 1156, S. B. 1414, an act to amend section 4, chapter 969, Public Laws of 1907.

H. B. 1653, S. B. 847, an act to authorize the commissioners of the town of Highland, Catawba County, to call an election to vote additional tax for school purposes.

H. B. 1058, S. B. 1411, an act to change the jurisdiction of the October term of the Superior Court of Union County, North Carolina.

H. B. 1715, S. B. 1144, an act to establish graded schools in the town of Beaufort, Carteret County.

H. B. 76, S. B. 1388, an act for the relief of the Fayetteville Independent Light Infantry Company.

H. B. 1157, S. B. 1417, an act to prevent the sale of wine, cider and other intoxicating bitters within three miles of certain churches in Carteret County.

H. B. 1442, S. B. 1341, an act to submit to the qualified voters of Columbus Township, Polk County, the question of issuing bonds for macadamizing the Columbus and Tryon public road.

H. B. 1710, S. B. 1069, an act to amend and re-enact chapter 344 of Private Laws of 1899, incorporating Salisbury and Fayetteville Coast Line Railway Company.

H. B. 991, S. B. 1395, an act to incorporate the Laurinburg and Southern Railroad Company.

H. B. 1206, S. B. 951, an act to fix the salaries for public officers of Rockingham County, and to increase the school fund.

H. B. 187, S. B. 774, an act changing the boundary lines of the Montreat Special-school District, in Buncombe County, Black Mountain Township.

H. B. 186, S. B. 773, an act relating to the boundary lines of Bernardsville Special School-tax District, in Buncombe County.

H. B. 903, S. B. 644, an act to make the State Superintendent of Public Instruction, *ex officio*, a Trustee of the University of North Carolina.

H. B. 837, S. B. 1119, an act to amend chapter 307, Private Laws of 1899.

H. B. 1701, S. B. 298, an act for the relief of Mrs. Mary Aris McDuffie, of Cumberland County.

H. B. 881, S. B. 993, an act to change the name of the town of Scotland Village, in the county of Scotland, to the town of "East Laurinburg," and amend the charter thereof.

H. B. 792, S. B. 1252, an act to amend chapter 360 of the Private Laws of North Carolina, session of 1907, incorporating the Mattamuskeet Railway Company.

H. B. 924, S. B. 978, an act to authorize the commissioners of Scotland County to issue township bonds to build public roads, if voted for by the qualified voters of the township.

H. B. 1464, S. B. 494, an act to incorporate the Peoples Savings Bank of Raleigh, North Carolina.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 843, S. B. 1453, an act to validate the acts of George B. Cooper, a justice of the peace in Griffin Township, Nash County.

Referred to Committee on Judiciary.

H. B. 1217, S. B. 1454, an act to amend chapter 476, Public Laws of 1907, relating to the road law in Smith Creek Township, in Warren County.

Referred to Committee on Public Roads.

H. B. 1283, S. B. 1455, an act to provide for the better regulation of the oyster industry.

Referred to Committee on Shellfish.

H. R. 1767, S. R. 1456, joint resolution in regard to election of Trustees of University.

Referred to Committee on Trustees of University.

H. B. 1367, S. B. 1457, an act to issue bonds to carry out the act of 1907 for the care of the insane of the State.

This bill is placed on the Calendar.

H. B. 871, S. B. 1458, an act to amend section 2778, Revisal of 1905, relating to fees of Treasurer of Dare County.

Referred to Committee on Revisal.

H. B. 980, S. B. 1459, an act to amend section 3316 of the Revisal of 1905, relative to the killing of unmarked live stock in the woods or range.

Referred to Committee on Propositions and Grievances.

H. B. 1016, S. B. 1460, an act for the relief of W. C. Summers, ex-Sheriff of Iredell County.

Referred to Committee on Propositions and Grievances.

H. B. 1097, S. B. 1461, an act to regulate oyster dredging in Pamlico Sound.

Placed on the Calendar.

H. B. 1175, S. B. 1462, an act taxing dogs in Wake County and making them subjects of larceny.

Referred to Committee on Finance.

Substitute for H. B. 1297, S. B. 1463, an act to change the time of holding the Superior Courts for Tyrrell and Dare counties and to provide an additional week of Superior Court for Tyrrell County.

Referred to Committee on Judicial Districts.

H. B. 1207, S. B. 1464, an act to amend chapter 769, Public Laws of 1905, relative to cotton-weigher of the town of Wilson.

Referred to Committee on Propositions and Grievances.

H. B. 1220, S. B. 1465, an act to authorize the Board of Commissioners of Craven County to build a public road in Nos. 1 and 3 townships.

Referred to Committee on Public Roads.

H. B. 1287, S. B. 1466, an act concerning the apportionment of the school funds to the city of Asheville.

Referred to Committee on Education.

H. B. 1511, S. B. 1467, an act to regulate the sale of soft drinks in Morehead City, Carteret County.

Referred to Committee on Propositions and Grievances.

H. B. 1529, S. B. 1468, an act to create a criminal term of court in Duplin County.

Placed on the Calendar.

H. B. 1113, S. B. 1459, an act to provide for the appointment of a court stenographer for the Eleventh Judicial District of North Carolina.

Referred to Committee on Judicial Districts.

H. B. 950, S. B. 1470, an act to prevent the use of drag nets in certain streams in Pamlico County.

Referred to Committee on Fish and Fisheries.

H. B. 1145, S. B. 1471, an act to amend section 3769 of the Revisal of 1905, relative to wire fences in Haywood County.

Referred to Committee on Propositions and Grievances.

H. B. 1208, S. B. 1472, an act to amend chapter 703 of the Public Laws of 1905 and also chapter 942 of the Public Laws of 1907, relating to the salaries of Buncombe County.

Referred to Committee on Salaries and Fees.

H. B. 1196, S. B. 1473, an act to authorize and empower the board of education to create a new school district in Stokes County.

Referred to Committee on Education.

H. B. 847, S. B. 1474, an act for the relief of W. L. Denny, a public-school teacher in Yadkin County.

Placed on the Calendar.

Substitute for H. B. 863, S. B. 1475, an act to fix salaries for public officers and create and establish an auditor's office in Durham County.

Referred to Committee on Judiciary.

Substitute for H. B. 1371, S. B. 1476, an act for the relief of owners of live stock in a portion of Tyrrell County.

Referred to Committee on Propositions and Grievances.

Substitute for H. B. 1418, S. B. 1477, an act to provide a board of audit and finance for the county of Robeson and to define the duties of the same.

Placed on the Calendar.

H. B. 1532, S. B. 1478, an act to provide a system of constructing and keeping in repair the public roads of Randolph County.

Placed on the Calendar.

H. B. 891, S. B. 1480, an act to incorporate the Pamlico and Neuse River Railway and Terminal Company.

Referred to Committee on Railroads.

H. R. 1486, S. R. 1481, joint resolution to loan arms to the Donalson Military Academy, of Fayetteville.

Referred to Committee on Military Affairs.

H. B. 1518, S. B. 1482, an act for the relief of Ryley Hill Baptist Church.

Referred to Committee on Propositions and Grievances.

H. B. 1616, S. B. 1483, an act for the relief of S. A. Choate, ex-Sheriff of Alleghany County.

Placed on the Calendar.

H. B. 1617, S. B. 1484, an act to amend chapter ratified February 23, 1909, entitled An act to prevent the sale of certain commodities at the annual meeting of Lower County Line Primitive Baptist Association.

Referred to Committee on Propositions and Grievances.

H. B. 1623, S. B. 1485, an act to incorporate Carolina Bonding and Guaranty Corporation of Wilmington.

Referred to Committee on Corporations.

H. B. 1624, S. B. 1486, an act to correct chapter 138 of the Private Laws of 1907, establishing a free library in the city of Wilmington.

Referred to Committee on Public Libraries.

H. B. 1630, S. B. 1487, an act to incorporate the R. E. Lee Fire Company of Beaufort, North Carolina.

Referred to Committee on Corporations.

H. B. 1732, S. B. 1488, an act to repeal chapter 364, Private Laws of 1907.

Placed on the Calendar.

H. B. 1605, S. B. 1489, an act to amend section 1882 of the Revisal of 1905, relative to hunting squirrels in Hertford County.

Referred to Committee on Revisal.

H. B. 1606, S. B. 1490, an act to protect property owners in Ahoskie Swamp, in Hertford County.

Referred to Committee on Propositions and Grievances.

H. B. 1183, S. B. 1491, an act regulating packing and sale of fish.

Referred to Committee on Fish and Fisheries.

H. B. 1000, S. B. 1492, an act to incorporate the Warsaw High and Graded School, in Duplin County.

Referred to Committee on Counties, Cities and Towns.

H. B. 536, S. B. 1493, an act to incorporate the town of Tunis, in Hertford County.

Referred to Committee on Counties, Cities and Towns.

H. B. 676, S. B. 1494, an act to provide an additional support for the graded schools of the city of New Bern, North Carolina.

Referred to Committee on Education.

H. B. 922, S. B. 1495, an act to authorize the State Board of Education to unite with certain landowners in Hyde County in establishing a drainage system, including Mattamuskeet Lake and the lands adjacent thereto.

Referred to Committee on Education.

Substitute for H. B. 1110, S. B. 1496, an act to incorporate the Board of Trustees of Stem High School, Granville County, North Carolina.

Referred to Committee on Corporations.

H. B. 1142, S. B. 1497, an act to amend chapter 301 of the Public Laws of 1907, being an act to establish a special-tax school district in Caswell County.

Referred to Committee on Judiciary.

H. B. 1210, S. B. 1498, an act to incorporate the town of Fuquay Springs, in Wake County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1226, S. B. 1499, an act to incorporate Peachtree High School, Cherokee County.

Referred to Committee on Education.

H. B. 1227, S. B. 1500, an act for the betterment of the educational interests in school committee of District No. 1, Murphy, North Carolina, and for other purposes.

Referred to Committee on Education.

H. B. 1542, S. B. 1501, an act for the better working of a section of the "Dillon Road," in Alligator Township, Tyrrell County.

Referred to Committee on Public Roads.

H. B. 1593, S. B. 1502, an act to establish a graded school in the town of Littleton, North Carolina.

Referred to Committee on Education.

H. B. 1661, S. B. 1503, an act to authorize the commissioners of Wilkes County to build a bridge within two miles of Elville, Wilkes County.

Referred to Committee on Public Roads.

H. B. 1687, S. B. 1504, an act to allow Tryon Graded-school District to vote on bond issue.

Referred to Committee on Education.

H. B. 1693, S. B. 1505, an act for the establishment of a graded school to be known as "Salem Graded School," in Surry County.

Referred to Committee on Education.

H. B. 1717, S. B. 1234, an act for the better enforcement of the game laws in Beaufort and Currituck counties, for concurrence in amendments.

Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 1767, S. R. 1456, joint resolution in regard to the election of a Trustee for the University, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 1444, bill to provide a court stenographer for Guilford County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 692, bill to amend chapter 457 of the Public Laws of 1907, relating to the election of directors of corporations, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

S. B. 615, bill to amend section 3662 of the Revisal of 1905, relative to escapes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 703, substitute for H. B. 22, S. B. 278, bill to provide for the registration and identification of motor vehicles and to regulate the use of the public highways by such vehicles and persons passing such vehicles, and to provide penalties for the violation thereof.

The substitute, as amended, is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Barham, H. B. 1272, S. B. 1406, bill to protect stock in the vicinity of Princeton, Johnston County, is taken from the Calendar and referred to Committee on Propositions and Grievances.

On motion of Senator Starbuck, H. B. 1533, S. B. 1400, bill to extend the time for the construction of the Winston-Salem Southbound Railroad Company, is withdrawn from Committee on Railroads and ordered placed on the Calendar.

MESSAGE FROM THE HOUSE.

A message is received from the House, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1228, S. B. 1518, Revenue Act, an act to amend chapter 256 of the Public Laws of 1907, in relation to raising revenue.

Placed on the Calendar.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate, S. B. 712, bill to provide for the inspection of illuminating oils and fluids.

The substitute reported by the committee is adopted.

The bill passes second reading.

On the passage of the bill, on its third reading, Senator Clark calls for the ayes and noes. The call is sustained.

The bill passes third reading, ayes 24, noes 20, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Blow, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hankins, Holden, Lee, Lockhart, Long of Iredell, McCall, Means, Nimocks, Peele, Powell, Scott, Shaw, Tilson, Travis, West—24.

Those voting in the negative are: Senators Barham, Britt, Burton, Clark, Dawes, Empie, Johnson, Kluttz, Latham, Love, Martin, Matthews, Ormond, Pharr, Ray, Reynolds, Sherrill, Starbuck, Turner, Wray—20.

The bill is ordered sent to the House of Representatives.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate the question of the election of a Trustee of the University of North Carolina to fill the vacancy caused by the refusal of Hon. George W. Connor, who was elected on Saturday, to accept.

Senator Means places in nomination Hon. Fred. A. Woodard.

The President appoints as tellers on the part of the Senate Senators Whitehead Kluttz and William B. Jones.

The roll is called and the following Senators vote in favor of the election of Hon. F. A. Woodard, as a trustee of the University:

Senators Barham, Barringer, Bassett, Burton, Clark, Dawes, Doughton, Elliott, Empie, Fry, Gay, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Martin, Matthews, McCall, Means, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, West—40.

From Committee on Trustees of the University, S. B. 1367, bill providing for the election of the Trustees of the University of North Carolina.

Senator Kluttz sends forward the following report of the tellers on the election to fill the vacancy caused by the resignation of Hon. George W. Connor:

JOINT REPORT OF TELLERS OF ELECTION OF TRUSTEES OF THE UNIVERSITY.

We, the undersigned tellers on the part of the Senate and of the House of Representatives in the matter of the election of a Trustee of the University to fill vacancy caused by the Hon. George W. Connor declining to accept the position as trustee, to which he was elected, report that in an election held on the second day of March,

1909, Hon. F. A. Woodard received, on the part of the Senate, 40 votes, and on the part of the House of Representatives, 28 votes.

Respectfully submitted,

WM. B. JONES,
WHITEHEAD KLUTTZ,
*Tellers on part of the Senate.*
T. C. BOWIE,
JOHN UNDERWOOD,
*Tellers on the part of the House of Representatives.*

Hon. F. A. Woodard is declared elected a trustee of the University.

On motion of Senator Nimocks, consideration of H. B. 188, S. B. 931, bill to amend, to regulate and restrict child labor in manufacturing establishments, is set for Thursday at 11 o'clock.

On motion of Senator Latham, H. B. 1091, S. B. 1461, bill to regulate oyster dredging in Pamlico Sound, is taken from the Calendar and re-referred to Committee on Shellfish.

H. B. 1046, S. B. 1105, bill to amend chapter 726 of the Public Laws of 1905, relating to the drainage of Indian Creek, in Lincoln and Gaston counties, is ordered withdrawn from committee and placed on the Calendar.

SPECIAL ORDER.

The President lays before the Senate as the special order for this hour, S. B. 744, substitute for S. B. 744 and S. B. 282, bill requiring the use of electric headlights on certain locomotive engines, on second reading.

The committee reports a substitute and recommends the passage of the substitute.

Senators West and Means file a minority report recommending that the substitute do not pass.

Senator Bassett offers a substitute for the substitute reported by the committee.

Senator Dockery calls the previous question.

The call is sustained.

On the question of the adoption of the substitute offered by Senator Bassett, Senator Nimocks calls for the ayes and noes.

The call is sustained.

The substitute offered by Senator Bassett is adopted, ayes 23, noes 20, as follows:

Those voting in the affirmative are: Senators Bassett, Britt, Burton, Dockery, Elliott, Empie, Godwin, Hankins, Holden, Johnson, Lee, Love, McCall, Means, Peele, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—23.

Those voting in the negative are: Senators Barham, Barringer, Blow, Clark, Doughton, Fry, Gay, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Martin, Matthews, Mills, Nimocks, Ormond, Pharr, Powell, Sherrill—20.

Senator Shaw states that he is paired with Senator Dawes; that if present, Senator Dawes would vote aye and he (Shaw) would vote no.

The substitute passes second reading.

Senator Shaw offers the following resolution:

*Resolved by the Senate*, That discussions on all questions in this body shall be limited to ten minutes to each member.

The resolution is referred to Committee on Rules.

Senator Pharr offers the following resolution:

That a committee of twelve Senators, to be known as a Calendar Committee, be appointed by the President, whose duty it shall be to examine all bills that are not referred to committees.

Referred to Committee on Rules.

Senator Fry offers the following amendment to S. B. 1446, bill to validate a certain election in the town of Bryson City on the 7th day of May, 1907:

Amend by changing the period at the end of section 2 to a comma, and that the following be added at the end thereof: "and levy and collect on property and polls, observing the constitutional equation, a tax sufficient to pay the interest on said bonds not exceeding six per cent. on said bonds."

The amendment is adopted.

H. B. 1497, S. B. 1302, bill to amend the charter of Piedmont Railway Company, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered enrolled.

S. B. 1368, bill to reincorporate and restore corporate powers to the town of Gatesville, in the county of Gates, and to define the corporate limits of said town, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered sent to the House of Representatives.

H. B. 1387, S. B. 1293, bill to amend chapter 718 of the Public Laws of 1903, relating to the graded school in the town of Columbia, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered enrolled.

H. B. 1282, S. B. 1300, bill to authorize the town of Selma to issue bonds to pay off and discharge its floating indebtedness, to install electric-light and sewerage systems and otherwise beneficially to make internal improvements, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered enrolled.

S. B. 284, bill to authorize the boards of commissioners of the several counties of the State to increase the pensions of Confederate soldiers, and the widows of such, and to authorize said boards to levy a special tax therefor, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered sent to the House of Representatives.

H. B. 1342, S. B. 1286, bill to reincorporate the town of Waltonsburg, in the county of Greene, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered enrolled.

H. B. 1327, S. B. 1290, bill to provide for the improvement of the public roads in Lee County, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell,

Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered enrolled.

H. B. 1213, S. B. 1297, bill to amend chapter 313 of the Private Laws of 1907, relating to the issuing of bonds by the city of Raleigh to refund its indebtedness, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered enrolled.

H. B. 1496, S. B. 1291, bill to authorize the town of Pittsboro to issue bonds to work streets, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered enrolled.

S. B. 1372, bill to establish a graded school in Farmer District, Randolph County, on third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

The bill is ordered sent to the House of Representatives.

H. B. 160, S. B. 1393, bill to promote the drainage of wet, swamp and overflowed lands, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

S. B. 1441, bill to authorize the Board of Lexington Township to issue bonds, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie,

Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

H. B. 1008, S. B. 1194, bill to amend chapter 384, of the Public Laws creating the Edenton Graded Schools, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

S. B. 1438, bill to erect a municipal building in the city of Raleigh, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

S. B. 1430, bill providing for the construction and keeping in repair the public roads of Wilkes County, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

H. B. 926, S. B. 979, bill to establish a graded school in the town of Nashville, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

H. B. 1658, S. B. 1401, bill to authorize North Whitakers Township, in Nash County, to issue bonds for the improvement of the public roads of said township, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell,

Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Travis, Turner, West, Wray—42.

H. B. 1535, S. B. 1400, bill extending the time of construction by the Winston-Salem Southbound Railway Company, on second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Empie, Fry, Gay, Hankins, Johnson, Jones, Kluttz, Latham, Long of Iredell, Long of Person, Love, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—42.

On motion, the Senate takes a recess until 8 o'clock to-night.

### Evening Session.

At 8 o'clock the Senate reconvenes.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

H. B. 1566, S. B. 1415, bill to allow J. Bis Ray to use the index of the Revisal of 1905 for the Revisal being prepared by him, with favorable report.

H. B. 1150, S. B. 1062, bill to incorporate Sunbury High-school District, with favorable report.

On motion of Senator Blow, the bill is placed on its immediate passage.

H. B. 1150, S. B. 1062, bill to incorporate Sunbury High-school District, in Gates County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 609, bill prohibiting capital punishment except in cases of criminal assault when solicitor recommends mercy, with unfavorable report.

H. B. 952, S. B. 1048, bill to establish the Eden Colony School District, with favorable report.

S. B. 786, bill to require the State Board of Education to furnish the necessary books to indigent school children, with unfavorable report.

S. B. 1466, bill concerning the apportionment of school funds of Asheville, with unfavorable report.

H. B. 1092, S. B. 1027, bill to enlarge School District No. 3, in Moore County, with unfavorable report.

S. B. 1320, bill relating to the law of assignment for benefit of creditors.

The committee reports an amendment and recommends passage of bill, with amendment.

S. B. 1184, bill to remedy certain probates, with unfavorable report.

H. B. 725, S. B. 1115, bill to provide for stenographer for the Eighth Judicial District, with favorable report.

S. B. 1428, bill to prescribe the qualification of tales jurors, with unfavorable report.

S. B. 1142, bill to prescribe the mode of capital punishment in North Carolina, with favorable report.

S. B. 1224, bill relative to the duties of State Auditor, with unfavorable report.

S. B. 1406, bill to amend section 641 of the Revisal, relative to execution sales of real property, with unfavorable report.

S. B. 1130, bill relative to appeal bonds, with unfavorable report.

S. R. 23, joint resolution to provide more convenient postoffice accommodations, with favorable report.

S. B. 959, bill relative to the appointment of receivers, with unfavorable report.

S. B. 1499, S. B. 1425, bill to authorize commissioners of Stovall to issue bonds.

H. B. 947, S. B. 1193, bill to amend chapter 85, Volume II, of the Revisal, relative to election of boards of public charities, with favorable report.

H. B. 1016, S. B. 1460, bill relative to W. A. Somers, ex-Sheriff of Iredell County, with favorable report.

H. B. 652, S. B. 903, bill to amend section 2461 of the Revisal, relating to the obstruction of Hiawassee River.

The committee reports a substitute and recommends its passage.

S. B. 1263, bill relating to the town of Princeton, Edgecombe County, with unfavorable report.

S. B. 1235, bill to create a new township in Nash County, with favorable report.

S. B. 1662, bill to establish a new school district in Harnett and Johnston counties, with favorable report.

S. B. 1439, bill to prescribe the punishment for assaults with intent to commit the crime of murder.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Spence, S. B. 1522, bill to authorize townships of Randolph County to issue bonds for the improvement of their public roads.

Placed on the Calendar.

By Senator Spence, S. B. 1523, bill to authorize payment of certain claims out of the school fund for Randolph County.

Placed on the Calendar.

By Senator Nimocks, S. B. 1524, bill supplemental to an act to establish a stock law in Moore County.

Referred to Committee on Propositions and Grievances.

By Senator Lockhart, S. B. 1525, bill to amend the act establishing the Wadesboro Graded-school District.

Placed on the Calendar.

By Senator Hankins, S. B. 1526, bill to protect the game of Davidson County.

Placed on the Calendar.

By Senator Dockery, S. B. 1527, bill to regulate primary elections in Richmond County.

Placed on the Calendar.

By Senator Clark, S. B. 1528, bill to amend chapter 93 of the Laws of 1883, incorporating the town of Chadbourn, Columbus County.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1365, S. B. 1529, bill to provide for issuing bonds to levy a special tax for building a bridge and working the roads in Boonville Township, Yadkin County.

Placed on the Calendar.

H. B. 1192, S. B. 1530, bill to increase the number of commissioners of Greene County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1191, S. B. 1531, bill concerning the working of the public roads of Lincoln County.

Referred to Committee on Public Roads.

H. B. 799, S. B. 1532, bill validating certain probates.

Referred to Judiciary Committee.

H. B. 632, S. B. 1533, bill to provide for the registrations of courts in municipalities of one thousand population and over in the State of North Carolina.

Referred to Committee on Propositions and Grievances.

H. R. 1824, S. R. 1534, joint resolution to pay George C. Fisher for services rendered at the extra session of 1908.

Placed on the Calendar.

H. B. 1555, S. B. 1535, bill to regulate fishing in the waters of Albemarle Sound.

Referred to Committee on Fish and Fisheries.

H. B. 1441, S. B. 1536, bill to protect fur-bearing animals in Currituck County.

Referred to Committee on Propositions and Grievances.

H. B. 538, S. B. 1537, bill to create a historical association for the perpetuation of the life of Daniel Boone.

Placed on the Calendar.

H. B. 1295, S. B. 1538, bill to protect quail in Chatham County.

Referred to Committee on Game Laws.

H. R. 1800, S. R. 1539, resolution on behalf of the clerks of the House and Senate.

Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1242, bill to prevent the sale of near beer, star beer, bullhead and other intoxicants within a radius of one and a half miles of the Methodist Church in the town of Baileys, Nash County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1056, S. B. 1198, bill to amend chapter 319, Laws of 1899, relative to the charter of Nashville, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 858, S. B. 1192, bill to repeal chapter 58, Private Laws of 1897, relating to the charter of the town of Oak Ridge, Guilford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. R. 223, joint resolution to provide more convenient postoffice accommodations for the General Assembly, on second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

H. B. 196, S. B. 812, bill to protect deer in Henderson, Transylvania, Haywood and Jackson counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1548, S. B. 1275, bill supplemental to an act to provide a cotton-weigher at Red Springs, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1477, bill to provide for a board of audit and finance for the county of Robeson and to fix the duties of the same, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1509, bill to prevent the destruction of quail, partridges and woodcock in Cabarrus County until December 1, 1910.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1162, bill to change the boundary lines between the counties of Vance and Franklin, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1163, S. B. 1259, bill to amend chapter 493, Laws of 1907, relating to the Transcontinental Railway Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1201, S. B. 1409, bill to amend chapter 483, Public Laws of 1903, relative to the public schools of Pilot Mountain, North Carolina.

The bill passes second and third readings and is ordered enrolled.

S. B. 1183, bill for the protection of fish in Floyds Creek, in Rutherford County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1179, bill to empower the cities and towns in Lee County to condemn land for a sewerage system, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B 1334, bill to regulate the pay of jurors in Wilkes County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1153, S. B. 1396, bill to amend section 2785 of the Revisal of 1905, relative to the compensation of the county commissioners of Onslow County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1385, bill to amend section 1506 of the Revisal of 1905, relative to the holding of courts in Halifax County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 932, S. B. 1392, bill relative to hunting in Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1387, bill to amend the charter of the Statesville Loan ond Trust Company, chapter 76, Laws of 1901, on second reading.

The bill passes second reading.

On motion of Senator Spence, the bill is referred to Committee on Banks and Currency.

H. B. 652, S. B. 903, bill to amend section 2461 of the Revisal of 1905, relating to the obstruction of Hiawassee River, on second reading.

The substitute reported by the committee is adopted.

The substitute passes second reading.

H. B. 1220, S. B. 1220, joint resolution to purchase sets of Pell's Revisal of 1909 for use of courts, State officers and the General Assembly, on third reading.

The amendments reported by the committee are adopted.

The bill, as amended, passes third reading and is ordered sent to the House of Representatives for concurrence.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate H. B. 1048, S. B. 1102, bill to establish a police commission for the city of Asheville.

Senator Lockhart calls for the previous question

The call is sustained.

The bill passes third reading and is ordered enrolled.

Senator Lockhart moves to reconsider the vote by which H. B. 1048, S. B. 1102, known as the Asheville police commission bill, passed its third reading.

Senator Lockhart moves to lay that motion on the table.

The motion to table the motion to reconsider is adopted.

H. B. 652, S. B. 903, bill to amend section 2461 of the Revisal, relative to the obstruction of Hiawassee River, on third reading.

The substitute adopted passes its third reading and the bill is ordered sent to the House of Representatives.

H. B. 1085, S. B. 943, bill to establish a stock law in Cumberland and Lee counties, on second reading.

The amendment reported by committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. B. 1513, S. B. 1397, bill to protect small fish in the waters of Pamlico Sound, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1369, bill to give the county of Cumberland an additional week of the Superior Court and to change the time of holding one of the terms of the Superior Court of Robeson County, on second reading.

The bill passes second reading.

H. B. 968, S. B. 1107, bill to discontinue a section of the public road in Montgomery County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. R. 842, joint resolution to submit to the people the question of the removal of the capital to Greensboro, on third reading.

Senator Jones calls for the previous question. The call is sustained.

On the passage of the bill, Senator Peele calls for the ayes and noes. The call is sustained.

The bill fails to pass third reading, ayes 2, noes 37, as follows:

Those voting in the affirmative are: Senators Barringer and Gay—2.

Those voting in the nagative are Senators: Barham, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Love, Manning, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Scott, Shaw, Spence, Starbuck, Turner, Travis, West, Wray—37.

H. B. 1492, S. B. 1303, bill to authorize the commissioners of Union County to issue bonds to build, macadamize and improve the public roads of Union County.

This bill is ordered withdrawn from committee and placed on the Calendar.

S. B. 1439, bill to prescribe punishment with intent to commit the crime of murder.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 847, S. B. 1474, bill for the relief of W. L. Denny, a public-school teacher of Yadkin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1423, S. B. 1265, bill to incorporate the Graham School, in Warren County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1172, S. B. 1416, bill to validate a bond election in Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1513, bill to separate the civil and criminal terms of court for Lenoir County and to abolish the second week of the several terms, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1327, bill to allow the Board of Aldermen of New Bern to accept and pay for pavement and curbing on sidewalks heretofore made by the owners of property abutting.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1370, bill to change and fix the boundary lines of Special-tax School District No. 5, in Robeson County, by taking a portion of Special-tax School District No. 8, in Robeson County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 804, bill to authorize the Board of Commissioners of Columbus County to hire out convicts, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 805, bill to appoint a board of health for the city of Durham.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1515, bill to establish a recorder's court for the district of Washington and to define the jurisdiction and territory thereof, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1319, bill to amend chapter 825 of the Public Laws of 1907 for the protection of birds in Rutherford County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1313, bill amendatory of an act to incorporate the Atlantic and Northwestern Railway Company and of the acts amendatory thereof, on second reading.

The bill passes second reading.

H. B. 673, S. B. 1266, bill to protect fish in Black River and its tributaries in Pender and Bladen counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Spence, the vote by which S. B. 804, passed second reading is reconsidered.

Senator Spence offers an amendment, which is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1436, S. B. 1255, bill to amend chapter 184, Private Laws of 1905, relating to the Graham Railroad Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1272, S. B. 1214, bill to amend section 5349 of the Revisal of 1905 and to provide for the classification and publication of the Acts of the General Assembly into public, local and private laws, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1205, S. B. 1205, bill to amend chapter 159 of the Public Laws of 1891, relative to the charter of Lucama, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1248, bill to amend chapter 28, section 1506, of the Revisal, relative to the time for holding the courts of Sampson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1168, bill to create a building committee to direct the construction of the building or buildings for the Cullowhee Normal and Industrial School, with power to acquire land or lands for the use of said school, with favorable report.

The bill is ordered placed on the Calendar.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1000, S. B. 1492, bill to incorporate the Warsaw High and Graded School, in Duplin County.

The amendment reported by committee is adopted.

The bill, as amended, passes second reading.

H. B. 1511, S. B. 1467, bill to regulate the sale of soft drinks in Morehead City, Carteret County.

The bill passes second and third readings and is ordered enrolled.

On motion, the Senate adjourns until 10 o'clock to-morrow.

## FORTY-NINTH DAY.

SENATE CHAMBER, March 3, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Turner.

The committee reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports are received from standing committees as follows:

H. B. 891, S. B. 1480, bill to incorporate the Pamlico and Neuse River Railway and Terminal Company.

The President appoints Senator Barringer as a member of the conference committee.

S. B. 693, bill to amend 1617 of the Revisal of 1905, with favorable report.

S. B. 1475, bill to fix the salary of the public officers in Durham County, with favorable report.

S. B. 1270, bill relative to pay of jurors and witnesses in Warren County, with favorable report.

S. B. 1479, bill to provide for a proper examination and checking up of the State departments and institutions, with favorable report.

S. B. 1452, bill to amend chapter 101 of the Revisal of 1905, with favorable report.

H. B. 839, S. B. 1404, bill to provide for a standard weight for packages of meal and flour, with favorable report.

S. B. 1223, bill to drain Harrison's Creek, in Bladen County, with unfavorable report.

H. B. 1097, S. B. 1461, bill to regulate oyster dredging in Pamlico County, with favorable report.

S. B. 1455, bill to provide for the regulation of the oyster industry, with favorable report.

S. B. 1032, bill to regulate the catching of clams in Pender, New Hanover and Brunswick counties, with favorable report.

H. B. 1371, S. B. 1476, bill for the relief of the owners of live stock, with favorable report.

S. B. 971, bill to authorize the commissioners of Person County to sell the jail, and for other purposes, with unfavorable report.

H. B. 547, S. B. 1210, bill to regulate the pay of jurors in Henderson County, with favorable report.

H. B. 431, S. B. 1281 bill to provide for the payment to the clerk of the Superior Court of certain sums for work at court, with favorable report.

H. B. 1208, S. B. 1472, bill to amend chapter 703 of the Public Laws of 1905, and also chapter 942 of the Public Laws of 1907, with favorable report.

H. B. 1166, S. B. 1403, bill to increase the pay of jurors in Rockingham County, with favorable report.

H. B. 1196, S. B. 1473, bill to authorize a new school district in Stokes County, with unfavorable report.

S. B. 1542, omnibus bill for justices of the peace, with favorable report.

H. B. 696, S. B. 897, is ordered withdrawn from committee and placed on the Calendar.

H. B. 338, S. B. 509, on motion of Senator Martin, is ordered withdrawn from committee and placed on the Calendar.

S. B. 1378, bill to amend subsection 1 of chapter 28 of the Revisal of 1905 of North Carolina.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

S. B. 1462, H. B. 1175, bill to tax dogs and make them the subject of larceny in Wake County, with favorable report.

H. B. 1094, S. B. 1407, bill to revise and consolidate the charter of Elizabeth City, North Carolina, with favorable report.

H. B. 1297, S. B. 1463, bill to change the time for holding the Superior Courts of Tyrrell County, with favorable report.

H. B. 1495, S. B. 1427, bill to amend the charter of the town of Wadesboro, with favorable report.

H. B. 1198, S. B. 1405, bill to allow the ex-Sheriff of Macon County to collect back taxes, with favorable report.

S. B. 1459, bill to amend the Revisal of North Carolina, relative to the killing of unmarked live stock in the woods and ranges, with favorable report.

H. B. 1036, S. B. 1410, bill to allow convicted persons to work on the farm, with favorable report.

S. B. 1524, bill in reference to stock law in Moore County, with favorable report.

S. B. 1519, bill to protect State property from fire, with favorable report.

S. B. 1520, bill to safeguard the Supreme Court and Agricultural buildings and their valuable contents, with unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Barringer, S. B. 1540, bill to establish a card index system for grants and to rearrange and change the method of filing warrents, plots and surveys in the Secretary of State's office.

Referred to Committee on Judiciary.

By Senator Clark, S. B. 1541, bill regulating the payment of cost of the preliminary drainage surveys.

Placed on the Calendar.

By Senator Britt, S. B. 1543, bill to amend the compulsory educational laws of the city of Asheville, N. C.

Referred to Committee on Education.

By Senator Ormond, S. B. 1635, bill to provide plans and a system for public buildings.

Placed on the Calendar.

By Senator Britt, by request, S. B. 1636, bill for the protection of fish on South and North Turkey creeks, in the county of Buncombe.

Referred to Committee on Fish and Fisheries.

By Senator Kluttz, S. R. 1637, resolution for the relief of certain clerks.

Placed on the Calendar.

By Senator Pharr, S. B. 1638, bill to amend section 1 of chapter 829, Public Laws 1905, regulating certain official fees and salaries in Mecklenburg County.

Placed on the Calendar.

By Senator Fry, S. B. 1639, bill to give the laborer a lien on personal property after parting with possession.

Placed on the Calendar.

By Senator Pharr, S. B. 1640, bill to amend section 116 of chapter 342 of the Private Laws of 1907, relative to the police and fire department of the city of Charlotte.

Placed on the Calendar.

By Senator Jones, S. B. 1641, bill to regulate the operation of steam and traction engines in Johnston County.

Placed on the Calendar.

By Senator Burton, S. B. 1643, bill to create the office of auditor for Onslow County.

Placed on the Calendar.

By Senator Spence, S. B. 1644, bill to authorize the commissioners of Randolph County to use certain funds to build a new courthouse and bridges.

By Senator Dockery, S. B. 1646, bill relative to the compensation of the Clerk of the Superior Court of Richmond County for keeping minutes of said county.

Placed on the Calendar.

By Senator Dockery, S. B. 1647, bill relative to the compensation of the Treasurer of Richmond County.

Placed on the Calendar.

By Senator Dockery, S. B. 1648, bill to regulate hunting in Steeles Township, Richmond County.

Placed on the Calendar.

By Senator Dockery, S. B. 1649, bill authorizing the commissioners of Richmond County to compensate the sheriff for expenses incidental to holding courts.

Placed on the Calendar.

By Senator Travis, S. B. 1650, bill to improve the highways in Halifax County.

Placed on the Calendar.

By Senator Love, S. B. 1651, bill for the protection of game in Gaston County.

Placed on the Calendar.

By Senator Kluttz, S. B. 1652, bill to make the State Capitol a safe place to work.

Placed on the Calendar.

By Senator Long of Iredell (by request), S. B. 1661, bill to amend section 3382a of the Revisal of 1905, as to placing sawdust in the tributaries of the South Fork River and other streams in Burke County.

Placed on the Calendar.

By Senator Sherrill, S. B. 1645, bill to promote the cause of education in Caldwell County.

Referred to Committee on Education.

By Senator Britt, S. B. 1642, bill to provide for the payment of witnesses appearing before the Asheville police court.

Placed on the Calendar.

By Senator Scott, S. B. 1542, omnibus bill of justices of the peace.

Placed on the Calendar.

By Senator Ormond, S. B. 1634, bill to amend section 4097 of the Revisal of 1905, relating to the appropriation to the public schools, and also chapter 674 of the Public Laws of 1907, relating to Confederate pensions.

Placed on the Calendar.

By Senator Fry, S. R. 1705, resolution for relief of N. G. Phillips, a laborer.

Placed on the Calendar.

By Senator Starbuck, S. B. 1706, bill to amend chapter 20, Public Laws of 1907, relating to repairs of public roads in Forsyth County.

Placed on the Calendar.

By Senator Kluttz, S. B. 1707, bill to incorporate the town of Woodleaf, in Rowan County.

Placed on the Calendar.

By Senator Empie, S. B. 1708, bill supplemental to an act to establish a special criminal court for New Hanover County, and prescribe the jurisdiction thereof, ratified on the first day of March.

Placed on the Calendar.

ENROLLED BILLS.

Bills and resolutions are reported from the Committee on Enrolled Bills, as properly enrolled, and they are duly signed and ratified:

H. B. 1282, S. B. 1300, an act to authorize the town of Salem to issue bonds to pay off and discharge its floating indebtedness, to install electric-light and sewerage systems, and otherwise beneficially to make internal improvements.

H. B. 1587, S. B. 133, an act to establish within the city of Hickory a special court, to be called "The Police Court," and prescribe the jurisdiction thereof.

H. B. 1574, S. B. 1060, an act to change the time of holding Superior Courts in Person and Orange counties.

H. B. 1644, S. B. 1176, an act to authorize the Board of Aldermen

of the town of Gastonia, Gaston County, to sell and convey certain real estate, and to devote the proceeds thereof to the Board of Commissioners of Gaston County.

H. B. 1649, S. B. 1077, an act to regulate trapping in Colly Township, Bladen County.

H. B. 1651, S. B. 1138, an act to amend that section of the Revisal of 1905 relating to the court calendar of Scotland County, correcting an error of printer.

H. B. 652, S. B. 903, an act to amend section 2461 of the Revisal of 1905 of North Carolina, relating to obstructions across Hiawassee River.

H. B. 1702, S. B. 751, an act to allow the citizens of Gaston County to hold an election to express their will concerning the proposed removal of the county-seat of Gaston County from Dallas to Gastonia, and to remove the county-seat as aforesaid, if a majority of the votes cast at said election shall favor such removal.

H. B. 1643, S. B. 1165, an act to prohibit the throwing of sawdust in certain streams in Alamance County.

H. B. 1635, S. B. 1846, an act to change the boundary line between Spring Special-tax School District and Saxapahaw Special-tax School District, in Alamance County.

H. B. 1497, S. B. 1302, an act to amend the charter of the Piedmont Railway Company.

H. B. 1650, S. B. 1078, an act to improve the public roads of Colly Township, Bladen County.

H. B. 1648, S. B. 969, an act to establish the January term of the Superior Court for Northampton County.

H. B. 1342, S. B. 1286, an act to reincorporate the town of Walstonburg, in the county of Greene.

H. B. 925, S. B. 1079, an act to secure the better drainage of lowlands in Forsyth, Surry, Stokes, Rockingham and Davidson counties.

H. B. 400, S. B. 732, an act to amend chapter 236, Private Laws of 1905, so as to change the corporate limits of the town of Tarboro, and to redistrict the same, and to repeal the charter of Farrar, Runnymede and West Tarboro.

H. B. 1213, S. B. 1297, an act to amend chapter 313 of the Private Laws of 1907, relating to the issuing of bonds by the city of Raleigh to refund its indebtedness.

H. B. 1367, S. B. 1293, an act to amend chapter 718 of the Public Laws of 1903, relating to the graded school in the town of Columbia.

H. B. 130, S. B. 220, an act to pay jurors in the county of Swain.

H. B. 1496, S. B. 1291, an act to authorize the town of Pittsboro to issue bonds for the purpose of working its streets.

H. B. 949, S. B. 1039, an act to prevent the killing or capturing of quail in Caldwell County.

H. B. 281, S. B. 442, an act to regulate the registration and sale of condimental, patented, proprietary or trade-marked stock or poultry tonics, regulators or conditioners.

H. B. 1578, S. B. 1133, an act to amend chapter 50 of the Public Laws of 1901, entitled, "An act relating to highways, public roads, bridges, ferries and fords," as to Mecklenburg County.

H. B. 1007, S. B. 1104, an act to amend chapter 127 of the Private Laws of 1907, relative to the Wilkesboro and Jefferson Turnpike.

H. B. 1646, S. B. 958, an act to amend section 2457, Revisal of 1905, relating to fishing in Onslow County.

H. B. 1639, S. B. 1003, an act to authorize the Board of Trustees of the Tarboro Academy and the Board of Commissioners of the town of Tarboro to exchange sites for said academy.

H. B. 1637, S. B. 912, an act amendatory to the charter of the town of Hamlet, in Richmond County, North Carolina.

H. B. 1327, S. B. 1290, an act to provide for the improvement of the public roads of Lee County.

H. B. 1591, S. B. 1014, an act to authorize the Board of Commissioners of Mecklenburg County to build macadam roads within the limits of incorporated towns.

H. B. 1634, S. B. 839, an act to amend the road law of Durham County.

H. B. 1636, S. B. 906, an act to amend the charter of the town of Webster.

H. B. 212, S. B. 380, an act authorizing payment of deposits in trust.

H. B. 777, S. B. 1189, an act to construct a graded road in Ashe County.

H. B. 1654, S. B. 605, an act to amend the charter of the city of Goldsboro.

H. B. 1384, S. B. 1296, an act to promote highways of Sauratown Township.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1625, S. B. 1544, an act to regulate pay of jurors for Dare County.

Referred to Committee on Salaries and Fees.

H. B. 1347, S. B. 1545, an act to create a board of road commissioners for Banner Township, Johnston County.

Referred to Committee on Public Roads.

H. B. 1390, S. B. 1546, an act to define the voting precincts of the city of Asheville.

Placed on the Calendar.

H. B. 1615, S. B. 1547, an act to allow the citizens of the town of Brevard to vote bonds to establish and maintain an electric lighting system.

Placed on the Calendar.

H. B. 1620, S. B. 1548, an act to authorize the Board of Education of Durham County to provide funds for erection of a school building.

Placed on the Calendar.

H. B. 1328, S. B. 1549, an act to authorize and empower the counties, townships, cities and towns of the State of North Carolina to purchase the first-mortgage bonds of railroad companies organized and incorporated under the laws of North Carolina.

Referred to Committee on Judiciary.

H. B. 1632, S. B. 1550, an act to incorporate Shallotte Council, No. 218, Junior Order United American Mechanics.

Referred to Committee on Corporations.

H. B. 1370, S. B. 1551, an act to protect muskrats in Currituck County.

Referred to Committee on Propositions and Grievances.

H. B. 1746, S. B. 1552, an act to authorize the commissioners of Stanly County to sell the present courthouse and site and make other improvements that may be necessary.

Referred to Committee on Judiciary.

H. B. 1748, S. B. 1553, an act to validate $5,000 of bonds issued by Surry Conuty to erect a county home.

Placed on the Calendar.

H. B. 1753, S. B. 1554, an act to incorporate Rich Square School District, in Northampton County.

Referred to Committee on Education.

H. B. 1735, S. B. 1556, an act supplementary to an act entitled An act to incorporate the town of Nebo, in McDowell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1730, S. B. 1555, an act to amend the charter of the town of Burgaw, Pender County.

Placed on the Calendar.

H. B. 1725, S. B. 1557, an act to amend chapter 71, Private Laws of 1883, the same being an act to incorporate the town of Third Creek, in Rowan County.

Placed on the Calendar.

H. B. 1549, S. B. 1558, an act empowering the town of Marshall to establish, construct and maintain a public park.

Placed on the Calendar.

H. B. 1681, S. B. 1559, an act authorizing the commissioners of Gaston County to levy tax to supplement the pension fund.

Placed on the Calendar.

H. B. 1663, S. B. 1560, an act to amend the charter of Bridgeton, North Carolina.

Placed on the Calendar.

H. B. 1662, S. B. 1561, an act to authorize Craven County to levy a special tax.

Placed on the Calendar.

H. B. 1607, S. B. 1562, an act to amend the charter of Murfreesboro, in Hertford County, North Carolina.

Placed on the Calendar.

H. B. 1439, S. B. 1563, an act to establish the office of Treasurer in Bertie County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1430, S. B. 1564, an act to change the line between Danbury and Snow Creek townships, Stokes County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1516, S. B. 1565, an act relating to the sale of real estate for taxes in Wake County.

Placed on the Calendar.

H. B. 763, S. B. 1566, an act to pay Miss Bettie Hunter for teaching a public school overtime.

Placed on the Calendar.

H. B. 1519, S. B. 1567, an act to regulate the construction of barb-wire fences in Jackson County.

Referred to Committee on Propositions and Grievances.

H. B. 1517, S. B. 1568, an act relating to the sale of refreshments at all State high schools in Alamance County.

Referred to Committee on Education.

H. B. 1679, S. B. 1569, an act to establish the dividing line between the counties of Gaston and Lincoln.

Referred to Committee on Counties, Cities and Towns.

H. B. 1500, S. B. 1570, an act to prohibit the fishing with certain nets in certain streams in Beaufort County.

Placed on the Calendar.

H. B. 1489, S. B. 1571, an act to amend chapter 231, Public Laws of 1897, relative to the working on public roads in Union County.

Referred to Committee on Public Roads.

Substitute for H. B. 1487 and 1488, S. B. 1572, an act to amend chapter 860, Public Laws of 1907 to provide for the right of removal in the recorder's court in the city of Monroe, and for other purposes.

Referred to Committee on Counties, Cities and Towns.

H. B. 1457, S. B. 1573, an act for the maintenance of a primary school in Knotts Island School District, Currituck County.

Placed on the Calendar.

H. B. 1454, S. B. 1574, an act to increase the pay of jurors of Granville County to $2 per day.

Referred to Committee on Salaries and Fees.

H. B. 1448, S. B. 1575, an act to repeal chapter 61, Public Laws of 1899, in relation to road certificates and the granting of land in Jackson County.

Referred to Committee on Judiciary.

H. B. 1446, S. B. 1576, an act to repeal chapter 754, Public Laws of 1907, and chapter 114, Public Laws, extra session 1908, relating to abolishing tax collector's office in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1642, S. B. 1164, an act for the relief of H. C. Kearney, Sheriff of Franklin County.

Placed on the Calendar.

H. B. 1627, S. B. 1577, an act concerning the drawing of jurors in Columbus County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1621, S. B. 1578, an act to regulate the pay of the Board of Education of Durham County.

Referred to Committee on Education.

H. B. 1613, S. B. 1679, an act to protect the sanitary condition of certain free-school rooms in Pitt County.

Referred to Committee on Education.

H. B. 1426, S. B. 1580, an act to amend section 1318 of the Revisal of 1905, relative to county buildings.

Referred to Committee on Counties, Cities and Towns.

H. B. 1404, S. B. 1581, an act to correct the calls in a land grant in Ashe County.

Referred to Committee on Judiciary.

Substitute for H. B. 1183, S. B. 1582, an act regulating packing and sale of fish.

Referred to Committee on Fish and Fisheries.

H. B. 1330, S. B. 1583, an act to encourage stock raising in Madison County.

Referred to Committee on Agriculture.

H. B. 1354, S. B. 1584, an act for the protection of deer in Dare County.

Referred to Committee on Game Laws.

H. B. 1351, S. B. 1585, an act to regulate the distribution of public-road funds of Orange County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1373, S. B. 1586, an act to amend section 1 of chapter 228 of the Public Laws of 1907, relating to roads in Pasquotank County.

Referred to Committee on Public Roads.

H. B. 1362, S. B. 1588, an act to regulate fishing in Atlantic Township, Currituck County.

Placed on the Calendar.

H. B. 1377, S. B. 1587, an act to amend chapter 636, Public Laws, providing for the working of public roads in Jones County.

Referred to Committee on Public Roads.

H. B. 1324, S. B. 1589, an act to amend section 4145 of the Revisal of 1905 of North Carolina.

Referred to Committee on Education.

H. B. 1344, S. B. 1590, an act to authorize John R. Milliken, late Sheriff of Chatham County, to collect back taxes.

Referred to Committee on Propositions and Grievances.

H. B. 1376, S. B. 1591, an act to authorize the use of a portion of dispensary funds in hands of Treasurer of Jones County for repair of school building in District No. 1, Trenton Township.

Referred to Committee on Judiciary.

H. B. 1014, S. B. 1592, an act to amend section 2776 of Revisal of 1905, relative to fees of Register of Deeds.

Referred to Committee on Salaries and Fees.

H. B. 1161, S. B. 1593, an act to provide separate schools for the Indian race in Scotland County.

Referred to Committee on Education.

H. B. 1392, S. B. 1594, an act to create and establish a free-school district at Round Peak, Surry County.

Referred to Committee on Education.

H. B. 1434, S. B. 1595, an act for the relief of James Eldridge, a public-school teacher of Sampson County.

Referred to Committee on Propositions and Grievances.

H. B. 1540, S. B. 1596, an act to authorize the people of Henderson County to elect their county tax collector.

On motion of Senator Ray, this bill is laid on the table.

H. B. 1541, S. B. 1597, an act to regulate the compensation of officers of Rutherford County.

Placed on the Calendar.

H. B. 1539, S. B. 1598, an act to tax automobiles in Guilford County for the benefit of public roads.

Placed on the Calendar.

H. B. 1561, S. B. 1599, an act to authorize the County Board of Education of Moore and Lee counties to execute to the State Board of Education renewal notes for moneys borrowed for the purpose of building public schoolhouses.

Placed on the Calendar.

H. B. 1562, S. B. 1600, an act authorizing the Board of Graded-school Trustees of Lumberton to sell certain property in said town.

Placed on the Calendar.

H. B. 393, S. B. 1601, an act to allow public-school children to travel over a private way for school purposes only.

Referred to Committee on Education.

H. B. 1677, S. B. 1602, an act to authorize the Trustees of Elizabeth City Academy to sell certain property in the town of Elizabeth City, North Carolina.

Referred to Committee on Judiciary.

H. B. 1684, S. B. 1603, an act to provide for the incorporation, management and supervision of the Dunn Graded School.

Referred to Committee on Education.

H. B. 1722, S. B. 1604, an act to protect clams in Brown Sound, Onslow County.

Referred to Committee on Shellfish.

H. B. 1665, S. B. 1605, an act to provide for condemnation of a site for a union depot in New Bern.

Referred to Committee on Judiciary.

H. B. 1672, S. B. 1606, an act to amend chapter 508, Public Laws of 1907, by adding the word Vance.

Referred to Committee on Propositions and Grievances.

H. B. 1556, S. B. 1607, an act to regulate the courts of Harnett County.

Placed on the Calendar.

H. B. 1553, S. B. 1609, an act relating to macadam roads in Iredell County.

Placed on the Calendar.

H. B. 1281, S. B. 1610, an act prohibiting the sale of cigarettes within two miles of Guilford College, Guilford County.

Referred to Committee on Propositions and Grievances.

H. B. 1291, S. B. 1611, an act to amend section 1884 of the Revisal of 1905 so as to make the close season in Granville County begin on the first day of February, instead of the first day of March.

Referred to Committee on Game Laws.

H. B. 1274, S. B. 1612, an act for the relief of flood sufferers in School District No. 4, Frenchs Creek Township, Bladen County.

Referred to Committee on Propositions and Grievances.

H. B. 1280, S. B. 1613, an act to prohibit netting and trapping quail in Chatham County.

Referred to Committee on Game Laws.

H. B. 1596, S. B. 1614, an act to create a recorder's court for the town of Aurora and Richland Township, and define the jurisdiction and territory thereof.

Placed on the Calendar.

H. B. 1515, S. B. 1615, an act to fix the compensation of the Sheriff of Wake County.

Placed on the Calendar.

H. B. 1512, S. B. 1616, an act to establish police regulations at Money Island Beach, Carteret County.

Placed on the Calendar.

Substitute for H. B. 1417, S. B. 1617, an act to amend chapter 28, section 1505 of the Revisal of 1905, and to fix the time for holding courts in Sampson County.

Placed on the Calendar.

H. B. 1427, S. B. 1618, an act to prevent the running of Sunday excursion trains in Bertie and Northampton counties.

Referred to Committee on Propositions and Grievances.

H. B. 1601, S. B. 1619, an act to increase the number of commissioners of Nash County and to appoint R. C. Glover and J. A. Williams commissioners.

Placed on the Calendar.

H. B. 1269, S. B. 1620, an act to amend chapter 1005 of the Public Laws of 1907, relating to court stenographers of Nash and Wilson counties.

Referred to Committee on Judiciary.

H. B. 1266, S. B. 1621, an act to amend sections 2055 and 2773 of the Revisal of 1905, relative to probate and registration fees in Franklin County.

Placed on the Calendar.

H. B. 1375, S. B. 1622, an act to amend section 5 of chapter 413 of the Public Laws of 1901, relating to the cotton-weighers for the town of Laurinburg.

Placed on the Calendar.

H. B. 1726, S. B. 1623, an act to authorize the drainage of Grant's Creek, in Rowan County, and for other purposes.

Placed on the Calendar.

H. B. 1618, S. B. 1624, an act for the protection of birds in Stanly County.

Placed on the Calendar.

H. B. 1673, S. B. 1625, an act to add Pockett Township to Greenwood and Deep River townships, in Moore County.

Placed on the Calendar.

H. B. 1503, S. B. 1526, an act to create a stock-law territory in portions of O'Neill's and other townships in Johnston County.

Referred to Committee on Propositions and Grievances.

H. B. 1685, S. B. 1627, an act for the protection of quail and partridges in Forsyth County.

Placed on the Calendar.

H. B. 1664, S. B. 1628, an act to allow the Board of Aldermen of the city of New Bern to accept and pay for pavements and curbing on sidewalks, heretofore made by owners of property abutting.

Referred to Committee on Counties, Cities and Towns.

H. B. 1675, S. B. 1629, an act to authorize the town of Southern Pines to advertise.

Placed on the Calendar.

H. B. 1600, S. B. 1630, an act to permit the Elizabeth City and Albemarle Railway Company to use the county bridges over Newbegun Creek, in Pasquotank County.

Placed on the Calendar.

H. B. 1403, S. B. 1631, an act to amend chapter 286 of the Public Laws of 1899, in regard to working and improvement of the public roads of Watanga County.

Placed on the Calendar.

H. B. 1288, S. B. 1632, an act for the betterment of public schools in Anson County and the training of the children for life's work.

Referred to Committee on Education.

H. B. 1531, S. B. 1633, an act to amend the charter of the city of Charlotte and revise the same.

Placed on the Calendar.

H. B. 920, S. B. 1653, bill to aid the Law School of the University of North Carolina.

Referred to Committee on Trustees of University.

H. B. 1704, S. B. 851, an act to repeal sections 4112, 4099, 4100, 4101, 4102, 4103, 4104 and 4105 of the Revisal of 1905 of North Carolina and to provide for the levying of a special tax and for a special State appropriation for the maintenance of one or more public schools in every school district for a term of four months in each year and

for a more equitable apportionment thereof, for concurrence in House amendment.

Placed on the Calendar.

H. R. 1185, S. R. 1654, resolution to United States Congress relative to appropriations for deep-water facilities at Southport, N. C., and canal developments in the State of Florida.

Referred to Committee on Federal Relations.

H. B. 1751, S. B. 1655, an act to amend section 1708, Revisal of 1905, relative to advertising lands for sale in Graham County.

Placed on the Calendar.

H. B. 1753, S. B. 1656, an act to protect fish in streams stocked by the Government of the United States.

Referred to Committee on Fish and Fisheries.

H. B. 1757, S. B. 1657, an act to prohibit the dumping of sawdust in the streams of Johnston County.

Referred to Committee on Propositions and Grievances.

H. B. 1761, S. B. 1658, an act to amend section 3769, Revisal of 1905, relative to Mitchell County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1796, S. B. 1659, an act to amend chapter 14, Private Laws 1907, relative to the charter of the town of Lexington.

Referred to Committee on Counties, Cities and Towns.

H. B. 1797, S. B. 1660, an act to amend section 2798 of the Revisal of 1905, to increase the pay of jurors in Wilkes County.

Referred to Committee on Salaries and Fees.

H. R. 1827, S. R. 1665, resolution to pay W. A. Thompson for services rendered as clerk to the Committee on Privileges and Elections.

Placed on the Calendar.

H. R. 1889, S. R. 1668, resolution regulating the Engrossing Department of the House of Representatives.

Referred to Committee on Rules.

H. B. 1452, S. B. 1669, an act to prohibit the sale of whiskey, wine, cider and other drinks and articles of merchandise within one and one-half miles of Lower County Line Primitive Baptist Association.

Referred to Committee on Propositions and Grievances.

H. B. 1666, S. B. 1666, an act to amend chapter 375, Private Laws of 1901, so as to extend the corporate limits of the town of Dover, Craven County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1405, S. B. 1667, an act for the relief of L. M. Walters, L. Hendrix and J. W. Calloway, of Ashe County.

Placed on the Calendar.

H. B. 1861, S. B. 1670, an act to repeal chapters 91 and 385 of Private Laws of 1907, relative to charter of the town of New London, Stanly County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 1738, S. B. 1671, an act to authorize the Board of Trustees of

Cleveland Township, Johnston County, to sell a tract or acre of land belonging to Cleveland Township.

Referred to Committee on Counties, Cities and Towns.

H. B. 1602, S. B. 1672, an act to abolish the special school district at Cumnock, in Lee County.

Referred to Committee on Education.

H. B. 1567, S. B. 1673, an act to change the time of meeting of the Board of Education of Dare County.

Referred to Committee on Education.

H. B. 1563, S. B. 1674, an act to repeal chapter 802, Public Laws of 1905, in regard to broad tires in Charlotte Township.

Placed on the Calendar.

H. B. 1560, S. B. 1675, an act to prohibit the throwing of sawdust in the streams of Polk County.

Placed on the Calendar.

H. B. 1559, S. B. 1676, an act to punish drunkenness and profanity in Carteret County.

Placed on the Calendar.

H. B. 1449, S. B. 1677, an act to provide for nominating the municipal officers of the town of Mooresville, North Carolina.

Referred to Committee on Counties, Cities and Towns.

H. B. 1432, S. B. 1678, an act to amend section 1 of chapter 508 of the Public Laws of 1907.

Placed on the Calendar.

H. B. 1221, S. B. 1679, an act to protect game in Bertie County.

Referred to Committee on Game Laws.

H. B. 853, S. B. 1680, an act for the State Printer to publish the farm bulletins of the North Carolina Agricultural Experiment Station.

Placed on the Calendar.

H. R. 1826, S. R. 1681, resolution to pay the expenses of D. M. Stringfield, contestant for a seat in the House of Representatives.

Placed on the Calendar.

H. R. 1825, S. R. 1682, resolution to pay the expenses of Charles T. Williams, contestee, in the contest of D. M. Stringfield for a seat in the House of Representatives.

Placed on the Calendar.

Substitute for H. B. 1695, S. B. 1683, an act to amend chapter 283 of the Public Laws of 1895, relative to the cotton-weigher of Cabarrus County.

Referred to Committee on Propositions and Grievances.

H. B. 1633, S. B. 1684, an act relative to advertisement of public sales.

Referred to Committee on Propositions and Grievances.

H. B. 1792, S. B. 1685, an act to amend the Anson County road law.

Referred to Committee on Public Roads.

H. B. 1626, S. B. 1686, an act to repeal chapter 389, Public Laws 1903, so as to include J. A. Stamper's farm in Wilkes County.

Referred to Committee on Counties, Cities and Towns.

H. B. 1530, S. B. 1687, an act to amend section 2429, chapter 58 of the Revisal of 1905 of North Carolina.

Placed on the Calendar.

H. B. 1139, S. B. 1688, an act to appoint John W. Patterson a constable in River Bend Township, Gaston County.

Referred to Committee on Justices of the Peace.

H. B. 778, S. B. 1689, an act for the relief of R. L. Plummer, a school-teacher in Ashe County.

Referred to Committee on Propositions and Grievances.

H. B. 576, S. B. 1690, an act to abolish the special provisions in Revisal, relating to negotiable instruments maturing on Saturday.

Referred to Committee on Judiciary.

H. B. 1401, S. B. 1691, an act to allow the Attorney-General a law clerk.

Referred to Committee on Judiciary.

H. B. 1742, S. B. 1696, an act to create a recorder's court in Nash County.

Placed on the Calendar.

H. B. 1804, S. B. 1697, an act to protect growing crops in Richland Township, Beaufort County.

Referred to Committee on Propositions and Grievances.

H. R. 1740, S. R. 1698, joint resolution relative to the compensation of pages.

Placed on the Calendar.

H. B. 1598, S. B. 1699, an act to amend the primary law of Robeson County.

Placed on the Calendar.

H. B. 711, S. B. 1781, an act to amend the charter of the Watauga Turnpike Company, chapter 213, Private Laws of 1905.

Placed on the Calendar.

H. B. 1801, S. B. 1700, an act to regulate the working of the public roads of Duke Township, in Harnett County.

Placed on the Calendar.

H. B. 1731, S. B. 1701, an act to amend certain sections of the Revisal of 1905 and so as to apply to Carteret County.

Placed on the Calendar.

H. B. 1690, S. B. 1702, an act to amend section 6 of chapter 485 of the Public Laws of 1899, relative to Waynesville Graded School.

Referred to Committee on Education.

H. B. 1764, S. B. 1692, an act to protect oysters in Pamlico County.

Referred to Committee on Fish and Fisheries.

H. B. 1859, S. B. 1693, an act to incorporate the Caswell County Macadam Road Company.

Placed on the Calendar.

H. B. 1858, S. B. 1694, an act to protect game in Mecklenburg County.

Placed on the Calendar.

H. B. 1811, S. B. 1695, an act to prohibit the throwing of sawdust into the creeks and rivers of Stanly County.

Referred to Committee on Propositions and Grievances.

H. B. 1330, S. B. 1703, an act to protect fish in Potecasi Creek, in Hertford and Northampton counties.

Referred to Committee on Fish and Fisheries.

H. B. 923, S. B. 1704, an act to establish a card index system for grants and to rearrange and change the method of filing warrants, plots and surveys in the Secretary of State's office.

Placed on the Calendar.

H. B. 1546, S. B. 1664, an act to define the boundary line between Camden and Pasquotank counties.

Referred to Committee on Counties, Cities and Towns.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1441, bill to authorize the Board of Lexington Township to issue bonds, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West—47.

The bill is ordered sent to the House of Representatives.

H. B. 160, S. B. 1393, bill to promote the drainage of wet, swamp and overflowed lands, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West—47.

The bill is ordered enrolled.

S. B. 1438, bill to erect a municipal building in the city of Raleigh, on third reading.

The amendment offered by Senator Jones is adopted.

The bill, as amended, passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West—47.

The bill is ordered sent to the House of Representatives.

H. B. 926, S. B. 979, bill to establish a graded school in the town of Nashville, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West—47.

The bill is ordered enrolled.

S. B. 1430, bill providing for the construction and keeping in repair of the public roads of Wilkes County, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West—47.

The bill is ordered sent to the House of Representatives.

H. B. 1008, S. B. 1194, bill to amend chapter 384 of the Public Laws creating the Edenton Graded Schools, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Turner, Travis, West—47.

The bill is ordered enrolled.

H. B. 1658, S. B. 1401, bill to authorize North Whitakers, in Nash County, to issue bonds for the improvement of the public roads in said county.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones,

Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

The bill is ordered enrolled.

H. B. 1535, S. B. 1400, bill to extend the time for construction by the Winston-Salem Southbound Railway Company, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

The bill is ordered enrolled.

S. B. 1446, bill to validate a certain election held in the town of Bryson City on the 7th day of May, 1907, and for other purposes, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

S. B. 1528, bill to amend chapter 93 of the Laws of 1883, incorporating the town of Chadbourn, Columbus County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

H. B. 1365, S. B. 1529, bill to provide for issuing bonds and levying a special tax for building a tollbridge and working the roads in Boonville Township, Yadkin County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

Substitute for H. B. 1495, S. B. 1427, bill to amend the charter of the town of Wadesboro, North Carolina, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

H. B. 922, S. B. 1495, bill to authorize the State Board of Education to unite with certain landowners in Hyde County in establishing a drainage district, including Mattamuskeet Lake and the lands adjacent thereto, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

S. B. 1511, bill to promote highways in Mars Hill Township, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

H. B. 1094, S. B. 1407, bill to revise and consolidate the charter of Elizabeth City, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

H. B. 1499, S. B. 1425, bill to authorize the Board of Commissioners of Stovall, Granville County, to issue $5,000 of bonds for the improvement of streets and other purposes, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott,

Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

H. B. 1367, S. B. 1457, bill to issue bonds to carry out the Acts of 1907, for the care of the insane of the State, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

H. B. 1532, S. B. 1478, bill to provide a system of constructing and keeping in repair the public roads of Randolph County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

H. B. 1492, S. B. 1303, bill to authorize the commissioners of Union County to issue bonds to build, macadamize and improve the public roads of Union County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West—47.

S. B. 1634, bill to amend section 4097 of the Revisal of 1905, relative to the appropriation for public schools, and chapter 674 of the Public Laws of 1907, relating to Confederate pensions.

Senator Means offers the following amendment:

Strike out "$450,000" and insert "$500,000."

Senator Means calls for the ayes and noes.

The call is sustained.

The amendment is adopted, ayes 45, noes 5, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie,

Fry, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Love, Manning, Martin, Matthews, McCall, Means, Mills, Peele, Pharr, Powell, Ray, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray —45.

Those voting in the negative are: Senators Bassett, Godwin, Long of Iredell, Nimocks, Ormond—5.

The bill passes second reading.

Senator Blow objects to further consideration at this time.

Senator Scott moves to reconsider the vote by which the omnibus justices of the peace bill was postponed.

The motion is adopted and the bill passes second reading.

S. B. 744, substitute for S. B. 282, and the substitute adopted by the Senate, being a bill requiring use of electric headlights on certain locomotive engines.

Senator Dockery offers a substitute for the substitute, offered by Senator Bassett, on yesterday.

The substitute offered by Senator Dockery is adopted for the substitute offered by Senator Bassett, passes its third reading and is ordered sent to the House of Representatives.

S. B. 1635, bill to provide plans and a system for public buildings, on second reading.

Senator Pharr offers the following amendment:

*Provided*, that said committee shall take no steps and have no plans or specifications made looking towards the enlargement of the present State Capitol building.

The amendment fails of adoption.

The bill fails to pass second reading.

S. B. 1378, bill to amend subsection 1, section 28, of the Revisal of 1905 of North Carolina.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. R. 1652, joint resolution relative to making the State Capitol a safe place to work.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1717, S. B. 1234, bill for the better enforcement of the game law in Beaufort and Currituck counties, for concurrence in House amendments.

Senator Barringer moves that the bill be referred to Committee on Game Laws.

Senator Long moves an amendment, that the bill be taken up for immediate consideration.

The motion of Senator Barringer is adopted.

On motion of Senator Spence, the Senate takes a recess until 8 o'clock to-night.

EVENING SESSION.

The Senate meets pursuant to recess.

REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

H. B. 1661, S. B. 1503, bill to authorize the commissioners of Wilkes County to build bridges within two miles of Elkville, with favorable report.

H. B. 1217, S. B. 1454, bill to amend chapter 476 of the Public Laws of 1907, relating to the road law in Smith Creek Township, in Warren County, with favorable report.

H. B. 1214, S. B. 1279, bill to promote the public health in the town of Bakersville, Mitchell County, with unfavorable report.

H. B. 938, S. B. 1273, bill to prescribe the manner of electing the Board of Commissioners of Tyrrell County, with favorable report.

H. B. 937, S. B. 1267, bill to fill vacancies in the office of Sheriff of Polk County, with favorable report.

S. B. 1325, bill to authorize the town of Southern Pines to advertise, with favorable report.

S. B. 1330, bill to require the commissioners of Harnett County to elect a standard-keeper, with favorable report.

S. B. 1324, bill to allow the town of Rockingham to let the country know what a good town it is, with favorable report.

S. B. 1431, bill to make obligatory upon the town of Red Springs, subsection 11, chapter 73, of the Revisal of 1905, with favorable report.

H. B. 1677, S. B. 1602, bill to authorize the trustees of Elizabeth City Academy to sell certain property in Elizabeth City, with favorable report.

S. B. 1440, bill to amend chapter 109, sections 5103 and 5093 of the Revisal of 1905, with favorable report.

H. B. 843, S. B. 1453, bill to validate the acts of George Cooper, a justice of the peace in Nash County, with favorable report.

H. B. 1605, S. B. 1489, bill to amend section 1882 of the Revisal of 1905, with favorable report.

H. B. 1105, S. B. 1413, bill to amend section 2785 of the Revisal of 1905, with favorable report.

H. B. 1404, S. B. 1581, bill to correct the calls in a land grant in Ashe County, with favorable report.

H. B. 1142, S. B. 1497, bill to amend chapter 301 of the Public Laws of 1907, with favorable report.

S. B. 1228, bill to allow the ex-Sheriff of Rutherford County to collect arrears of taxes, with favorable report.

H. B. 1290, S. B. 1257, bill to amend chapter 436, Private Laws of 1907, with favorable report.

H. B. 1357, S. B. 1253, bill to amend chapter 369 of the Private Laws of 1903, with unfavorable report.

H. B. 1665, S. B. 1605, bill to provide for the condemnation of a site for a union depot in the city of New Bern, with unfavorable report.

S. B. 1540, bill to establish a card-index system for the Secretary of State's office, with favorable report.

H. B. 1732, S. B. 1488, bill to repeal chapter 364 of the Private Laws of 1907, with favorable report.

H. B. 1347, S. B. 1545, bill to create a Board of Road Commissioners of Johnston County and to create a Board of Commissioners for Banner Township, with favorable report.

H. B. 1555, S. B. 1535, bill to regulate fishing in Albemarle Sound, with favorable report.

S. B. 1161, bill for the protection of common carriers, with favorable report.

H. B. 871, S. B. 1458, bill to amend section 2778 of the Revisal of 1905, with favorable report.

H. B. 799, S. B. 1532, bill to validate certain probates, with favorable report.

H. B. 799, S. B. 1552, bill validating certain probates, with favorable report.

H. B. 1376, S. B. 1591, bill in reference to the dispensary fund in the hands of the Treasurer of Jones County, with favorable report.

H. B. 1448, S. B. 1575, bill to prohibit the throwing of sawdust into the streams of Polk County, with favorable report.

H. B. 1217, S. B. 1454, bill relating to the road law in Smith Creek Township, Warren County, with favorable report.

H. B. 1561, S. B. 1503, bill to authorize the commissioners of Wilkes County to build bridges, with favorable report.

H. B. 1555, S. B. 1635, bill to regulate fishing in Albemarle Sound.

H. B. 1226, S. B. 1499, bill to incorporate Peachtree High School, in Cherokee County, with favorable report.

S. B. 1500, bill for the betterment of the schools at Murphy, N. C., with favorable report.

H. B. 1593, S. B. 1502, bill to establish a graded school at Littleton, North Carolina.

S. B. 1494, bill to provide additional support for the graded schools at New Bern, North Carolina.

S. B. 1603, bill for the incorporation of the Dunn Graded Schools, with favorable report.

S. B. 1509, bill to protect the sanitary condition of certain free-school houses, with favorable report.

S. B. 1568, bill relating to the refreshments in Alamance County, with favorable report.

S. B. 1503, bill to establish a graded school in Surry County, with favorable report.

S. B. 1504, bill to allow Tryon Graded School to vote bonds, with favorable report.

S. B. 1621, bill to regulate the pay of the Durham County Board of Education, with favorable report.

S. B. 894, bill to validate an election on the question of a special tax for certain purposes in Moore County, with favorable report.

S. B. 1285, bill to authorize the commissioners of Pamlico County to construct a public road, with favorable report.

S. B. 1399, bill relative to market house and city hall for Elizabeth City, with favorable report.

S. B. 1424, bill to amend the charter of the town of Clyde, with favorable report.

S. B. 1292, bill to authorize the commissioners of Cleveland County to submit to the people the question of the issue of bonds for the improvement of the roads, with favorable report.

H. B. 1547, S. B. 1423, bill to amend the charter of Ore Hill, Chatham County, with favorable report.

S. B. 1281, bill to authorize Cleveland County to issue bonds to improve the roads and highways, with favorable report.

S. B. 1586, bill relating to the roads in Pasquotank County, with favorable report.

S. B. 1501, bill for the working of the public roads in Alleghany County, with favorable report.

H. B. 1661, S. B. 1593, bill relating to public schools, with favorable report.

S. B. 914, bill to protect game in Richmond County, with favorable report.

S. B. 809, bill to protect game in Scotland and Richmond counties, with favorable report.

S. B. 1051, bill to regulate hunting in Jackson County, with favorable report.

S. B. 1432, bill to regulate shooting certain birds, with favorable report.

S. B. 1240, bill to protect birds in Rockingham County, with favorable report.

S. B. 1113, bill to protect game in certain counties, with favorable report.

H. B. 234, S. B. 830, bill to regulate hunting in Orange County, with favorable report.

S. B. 829, bill relative to hunting in Rockingham County, with favorable report.

S. B. 1174, bill for protection of dogs in Catawba County, with favorable report.

H. B. 537, S. B. 826, bill to prohibit the killing of doves in Edgecombe County, with favorable report.

S. B. 1018, bill to prevent the killing of squirrels, with favorable report.

S. B. 1536, bill to protect fur-bearing animals, with favorable report.

S. B. 1054, bill to protect game in Davie County, with favorable report.

S. B. 771, bill for protection of game, with favorable report.

S. B. 1049, bill to protect game in Vance County, with favorable report.

S. B. 1046, bill to protect game in Craven County, with favorable report.

S. B. 1043, bill to protect quail in McDowell County, with favorable report.

S. B. 1538, bill to protect quail in Chatham County, with favorable report.

S. B. 1008, bill to protect game in Catawba County, with favorable report.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1234, S. B. 1717, bill for the better enforcement of the game law in Beaufort and Pasquotank counties, as unfinished business from this morning.

Senator Spence calls for the previous question. The call is sustained.

Senator Barringer moves that the bill be referred to the Committee on Game Law. The motion is adopted.

Senator Long of Person moves that the Senate take up for consideration the House amendments to the Revenue Bill.

The motion fails of adoption.

H. R. 1325, S. R. 1213, joint resolution relative to the promotion of the fishing industry of North Carolina, on second reading.

Senator Travis offers the following amendment:

Strike out, in lines 2 and 9, the word "five" and insert in lieu thereof the word "seven," and by adding at the end of section 1:

"The President of the Senate and Speaker of the House of Representatives shall be members of said committee."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Shaw, S. B. 1506, bill to appoint a justice of the peace for Maxton Township, Robeson County, is withdrawn from committee and placed on its several readings.

The bill passes its second and third readings and is ordered sent to the House of Representatives.

S. B. 1667, bill to secure reasonable compensation to the State for vacant lands and to prohibit the entry and grant of lands not vacant, on second reading.

The amendment reported by committee is adopted.

The bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives.

H. B. 1405, S. B. 1667, bill for the relief of L. M. Walters, J. M. Hendrix and J. W. Galloway, of Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 565, S. B. 146, bill to place the public officers of Henderson County on a salary and to regulate the use and management of the courthouse.

Senator Ray, of the conference committee on the part of the Senate, reports an amendment to the bill which was agreed upon by the joint committee.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered enrolled.

H. B. 863, S. B. 1475, bill to fix the salaries of public officers for Durham County and to create and establish an auditor's office in said county, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. R. 1800, S. R. 1539, joint resolution on behalf of the clerks of the House and Senate, on second reading.

The resolution passes second and third readings and is ordered enrolled.

H. B. 1824, S. B. 1534, bill to pay George C. Fisher for services at the extra session of 1908, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 1514, bill to amend chapter 120, Public Laws, extra session of 1908, relative to a medical depository in the town of Louisburg, N. C.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1527, bill to regulate primary elections in Richmond County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 947, S. B. 1193, bill to amend chapter 85, Volume II, of the Revisal of 1905, relating to the members of the Board of Public Charities, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1526, bill to protect game in Davidson County, on second reading.

Te bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1432, S. B. 1678, bill to amend section 1 of chapter 508, Private Laws of 1907, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1479, bill to provide for the proper examination and checking up of the State departments and institutions, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1058, bill to validate certain deeds and conveyances of corporations prior to January 1, 1900, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1642, S. B. 1164, bill for the relief of H. C. Kearney, Sheriff of Franklin County, for concurrence in House amendment.

Senator Holden moves that the Senate do not concur in the House amendment.

The motion is adopted.

S. B. 1639, bill to give a laborer a lien on personal property after parting with possession, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1386, bill to amend the charter of the Carolina Power and Light Company, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 538, S. B. 1537, bill to create a historical association for the perpetuation of the memory of the life of Daniel Boone, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1371, bill to appoint a finance committee for the county of Wilkes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 966, bill to incorporate the Old North State Colored Christian Conference, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 710, S. B. 861, bill to appoint trustees for Yanceyville Female Academy and to authorize the trustees to sell and convey the lot on which said academy is situated.

The bill passes second and third readings and is ordered enrolled.

S. B. 1502, omnibus bill for justices of the peace, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 411, S. R. 1280, resolution in favor of Bartlett Y. Hilliard, a Confederate pensioner of Watauga County, on second reading.

The bill is referred to Committee on Pensions.

S. B. 1525, bill to amend the act incorporating the Wadesboro Graded-school District, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1225, S. B. 1391, bill to authorize the commissioners of Davie County to buy additional land for the County Home for the Aged and Infirm, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1642, bill to provide for the payment of witnesses appearing before the Asheville police court, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1452, bill to amend chapter 101 of the Revisal of 1905, and to protect the State's interest by authorizing the Board of Internal Improvements to take bonds from contractors of public buildings and works, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Holden moves to reconsider the vote by which the Senate adopted the motion to table the motion to reconsider.

H. B. 1048, S. B. 1102, bill to establish a police commission for the city of Asheville.

The motion is adopted, ayes 35, noes 3, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dockery, Doughton, Elliott, Fry, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Long of Person, Manning, Martin, Means, Nimocks, Ormond, Peele, Pharr, Powell, Reynolds, Scott, Shaw, Sherrill, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—35.

Those voting in the negative are: Senators Gay, Lockhart, Long of Iredell—3.

INTRODUCTION OF BILLS.

S. B. 1662, bill to amend section 1689 of the Revisal of 1905, relating to contracts for future delivery.

Placed on the Calendar.

S. R. 1663, by Senator Jones, joint resolution in reference to pay of stenographers in the Engrossing Clerk's office.

Placed on the Calendar.

ENROLLED BILLS.

Senator Barham, from the Committee on Enrolled Bills, reports the following bill properly enrolled, and it is duly ratified and sent to the office of the Secretary of State:

H. B. 1586, S. B. 591, an act to confer certain powers on the directors of State institutions in regard to land.

Senator Long of Person moves that the Revenue Bill be set for special order to-morrow night at 8 o'clock.

The motion is adopted.

On motion of Senator Holden, the Senate adjourns until to-morrow morning at 9:30.

## FIFTIETH DAY.

SENATE CHAMBER, March 4, 1909.

The Senate meets pursuant to adjournment.

Prayer by Rev. Livingston Johnson, of this city.

The Committee on Daily Journal reports no corrections in the Journal of the proceedings of yesterday, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

S. B. 1227, bill to protect the good name of women, with unfavorable report.

S. B. 781, bill in reference to the collection of taxes in Northampton and Halifax counties.

The committee reports an amendment and recommends the passage of the bill, with the amendment.

S. B. 1181, bill to regulate the packing and sale of fish, with favorable report.

S. B. 1582, bill in reference to the public roads of Lincoln County.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1634, bill to amend section 4097 of the Revisal of North Carolina, relating to appropriations to the public schools, and also chapter 674 of the Public Laws of 1907, relating to Confederate pensions, on third reading.

The bill passes third reading and is ordered enrolled.

H. B. 1859, S. B. 1693, bill to incorporate the Caswell County Macadam Road Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1706, bill to amend chapter 20, Public Laws of 1907, relating to the public roads of Forsyth County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1378, S. B. 1709, bill to regulate the compensation of county officers of Craven County.

Placed on the Calendar.

H. B. 1527, S. B. 1710, bill concerning School District No. 6, Chatham County, Hickory Mountain Township.

Placed on the Calendar.

H. B. 1736, S. B. 1711, bill to prevent dumping sawdust in North Fork, in McDowell County.

Placed on the Calendar.

H. B. 1383, S. B. 1712, bill to create a recorder's court in Edgecombe County.

Placed on the Calendar.

H. B. 245, S. B. 1713, bill to regulate the practice of optometry, to provide for the establishment a board of examiners of practitioners of optometry and registration of license of same, and to provide a penalty for the violation of this act, etc.

Placed on the Calendar.

H. B. 420, S. B. 1714, bill to authorize the Board of Commissioners of Buncombe County to construct a bridge across the French Broad River.

Placed on the Calendar.

H. B. 1752, S. B. 1715, bill to improve the highways of Rowan County.

Placed on the Calendar.

H. B. ....., S. B. 1716, bill to authorize the trustees of the Goldsboro Township Graded School to issue bonds.

Placed on the Calendar.

H. B. 1758, S. B. 1717, bill to authorize the commissioners of Nash County to issue bonds for Castalia Township.

Placed on the Calendar.

H. B. 1765, S. B. 1718, bill to authorize the road commissioners of Marion Township to issue bonds to improve the roads in said township.

Placed on the Calendar.

H. B. 660, S. B. 1719, bill to establish a reformatory or manual training school for instruction of the criminal negro youth of the State.

Placed on the Calendar.

H. B. 327, S. B. 1720, bill to amend chapter 18, section 4, Private Laws of 1899, relative to the trustees of Kittrell College.

Placed on the Calendar.

H. B. 1514, S. B. 1721, bill to regulate the game law of Wake County.

Placed on the Calendar.

H. B. 1676, S. B. 1722, bill to prevent the floating of sawdust in certain streams in Cherokee County.

Placed on the Calendar.

H. B. 1355, S. B. 1723, bill to amend section 2777, Revisal of 1905, relating to sheriff's fees in Dare County.

Placed on the Calendar.

H. R. 1053, S. R. 1724, resolution concerning clerks to committees.

Placed on the Calendar.

H. B. 326, S. B. 1725, bill for the relief of the inmates of the Soldiers' Home in the city of Raleigh.

Placed on the Calendar.

H. B. 1001, S. B. 1726, bill to amend chapter 97, sections 4564 and 4565 of the Revisal of 1905, entitled "Hospitals for the Insane."

Placed on the Calendar.

H. B. 1193, S. B. 1727, bill to provide for a legalized election for Cleveland County.

Placed on the Calendar.

H. R. 1564, S. R. 1723, joint resolution in favor of Mrs. S. J. Hayes, a widow, the mother of T. N. Hayes, late member of the House from Wilkes County.

Placed on the Calendar.

H. B. 1728, S. B. 1729, bill to confer police powers on sheriffs and constables at Saxapahaw Mills, Thompsons and Newlands townships, in Alamance County.

Placed on the Calendar.

H. B. 1286, S. B. 1733, bill to incorporate the Alamance Battleground Company.

Placed on the Calendar.

H. B. 1406, S. B. 1734, bill for the new charter of the city of Southport.

Placed on the Calendar.

THE CALENDAR

is resumed.

S. B. 1528, bill to amend chapter 93 of the Laws of 1883, incorporating the town of Chadbourn, Columbus County, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered sent to the House of Representatives.

H. B. 922, S. B. 1495, bill to authorize the State Board of Education to unite with certain landowners in Hyde County, in establishing a drainage district, including Mattamusket Lake and lands adjacent thereto, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

H. B. 1499, S. B. 1425, bill to authorize the Board of Commissioners of the town of Stovall, Granville County, to issue $5,000 worth of

bonds for improvement of streets and other purposes, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

S. B. 1511, bill to promote highways in Mars Hill Township, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered sent to the House of Representatives.

H. B. 1492, S. B. 1303, bill to authorize the commissioners of Union County to issue bonds to build, macadamize and improve the public roads of Union County, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

H. B. 1495, S. B. 1427, bill to amend the charter of the town of Wadesboro, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

H. B. 1367, S. B. 1457, bill to issue bonds to carry out the act of 1907, for the care of the insane of the State, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer,

Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

H. B. 1365, S. B. 1529, bill to provide for issuing bonds and levying tax for building a tollbridge and working the roads in Brownsville Township, Yadkin County, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

S. B. 1446, bill to validate a certain election held in the town of Bryson City on the 7th day of May, 1907, and for other purposes, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered sent to the House of Representatives.

H. B. 536, S. B. 1493, bill to incorporate the town of Tunis, in Hertford County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1210, S. B. 1498, bill to incorporate the town of Fuquay Springs, in Wake County, on second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of

Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1191, S. B. 1531, bill concerning the working of the public roads of Lincoln County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1687, S. B. 1504, bill to allow Tryon Graded-school District to vote on bond issue, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

S. B. 1522, bill to authorize the townships of Randolph County to issue bonds for the permanent improvement of their public roads, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1275, S. B. 1284, bill to authorize the Board of Commissioners of Cleveland County to issue bonds to improve the highways of Cleveland County and to create a highway commission, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1693, S. B. 1505, bill for the establishment of a graded school, to be known as "Salem Graded School," in Surry County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 649, S. B. 1307, bill to amend chapter 114, Public Laws 1907, for the betterment of the public roads of Catawba County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1593, S. B. 1502, bill to establish a graded school in the town of Littleton, North Carolina, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1542, S. B. 1501, bill for the better working of a section of the Dillon road in Alligator Township, Tyrrell County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1227, S. B. 1500, bill for the betterment of educational interests in the school committee of District No. 1, Murphy, North Carolina, and for other purposes, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person,

Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1226, S. B. 1499, bill to incorporate Peachtree High School, Cherokee County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1385, S. B. 1285, bill to authorize the county commissioners or road supervisors of Pamlico County to construct a public road, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 676, S. B. 1494, bill to provide additional support for the graded schools of the city of New Bern, North Carolina, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1544, S. B. 1424, bill to amend the charter of the town of Clyde, Haywood County, North Carolina, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

S. B. 1650, bill to improve the highways in Halifax County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1607, S. B. 1562, bill to amend the charter of the town of Murfreesboro, in Hertford County, North Carolina, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1662, S. B. 1561, bill to authorize Craven County to levy a special tax, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1725, S. B. 1557, bill to amend chapter 71, Private Laws of 1883, the same being an act to incorporate the town of Third Creek, in Rowan County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1554, S. B. 1399, bill to amend chapter 117, Private Laws of 1907, relative to building a market-house, city hall, etc., in the town of Elizabeth City, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1547, S. B. 1423, bill to amend the charter of Ore Hill, in Chatham County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1735, S. B. 1556, bill supplementary to an act entitled An act to incorporate the town of Nebo, in McDowell County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1743, S. B. 1554, bill to incorporate Rich Square School District, in Northampton County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1748, S. B. 1553, bill to validate $5,000 of bonds issued by Surry County to erect a county home, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1615, S. B. 1547, bill to allow the citizens of the town of Brevard to vote bonds to establish and maintain an electric lighting system, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson,

Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1549, S. B. 1558, bill empowering the town of Marshall to establish, construct and maintain a public park, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1681, S. B. 1559, bill authorizing the commissioners of Gaston County to levy a tax to supplement the pension fund, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1661, S. B. 1503, bill to authorize the commissioners of Wilkes County to build a bridge within two miles of Elkville, in Wilkes County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1334, S. B. 1292, bill to authorize the commissioners of Cleveland County to submit to the qualified voters of No. 6 Township, in said county, the question of issuing $100,000 in bonds for the purpose of grading, macadamizing and improving the public roads of No. 6 Township, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1620, S. B. 1548, bill to authorize the Board of Education of Durham County to provide for erection of school building, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1142, S. B. 1497, bill to amend chapter 301 of the Public Laws of 1907, being An act to establish a special-tax school district in Caswell County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1730, S. B. 1555, bill to amend the charter of the town of Burgaw, Pender County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1663, S. B. 1560, bill to amend the charter of Bridgeton, North Carolina, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1531, S. B. 1633, bill to amend the charter of the city of Charlotte, and revise the same, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson,

Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 1094, S. B. 1407, bill to revise and consolidate the charter of Elizabeth City, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

H. B. 1532, S. B. 1478, bill to provide a system of construction and keeping in repair the public roads of Randolph County, on third reading.

The bill passes third reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

The bill is ordered enrolled.

S. B. 1634, bill to amend section 4097 of the Revisal of 1905 of North Carolina, relating to appropriations to the public schools, and also chapter 674 of the Public Laws of 1907, relating to Confederate pensions.

Senator Nimocks moves that the vote by which this bill passed third reading and the vote by which the amendment was adopted on yesterday be reconsidered.

The motion is adopted.

The bill passes third reading.

Senator Means moves to reconsider the vote by which the bill passes third reading.

Senator Powell calls for the previous question.

The call is sustained.

The motion to reconsider fails of adoption, ayes 15, noes 24, as follows:

Those voting in the affirmative are: Senators Britt, Doughton, Johnson, Jones, Lee, Martin, Matthews, McCall, Means, Reynolds, Sherrill, Starbuck, Turner, West, Wray—15.

Those voting in the negative are: Senators Barham, Bassett, Blow, Clark, Dawes, Dockery, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Latham, Long of Iredell, Manning, Nimocks, Ormond, Peele, Pharr, Powell, Scott, Shaw, Spence, Travis—24.

H. B. 1502, S. B. 1600, bill to authorize the Graded-school Trustees of Lumberton to sell certain property in said town, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 851, H. B. 1704, bill to repeal sections 4112, 4099, 4100, 4101, 4102, 4103, 4104 and 4105, Revisal of 1905, and provide for the levying of a tax and for a special State appropriation for the maintenance of one or more public schools in every school district for a term of four months in each year, and for a more equitable apportionment thereof, for concurrence in House amendment.

The amendment adopted by the House of Representatives is concurred in, and the bill is ordered enrolled.

H. B. 923, S. B. 1704, bill to establish a card-index system for grants and to rearrange and change the method of filing warrants, plats and surveys in the Secretary of State's office, on its second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1596, S. B. 1614, bill to create a recorder's court for the town of Aurora and Richland townships, and to define the jurisdiction and territory thereof, on its second reading.

The bill passes second and third readings and is ordered enrolled.

Senator Pharr offers the following resolution:

*Resolved by the Senate*, That a committee of twelve Senators be appointed by the President, to be known as a Calendar Committee, whose duty it shall be to inspect and examine all bills placed on the Senate Calendar, which are not referred to committees.

The resolution is adopted.

The President appoints on this committee the following Senators: Senators Bassett, Blow, Doughton, Pharr, Hankins, Dockery, Spence, Travis, Peele, Nimocks, Elliott, Britt, Starbuck.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate H. B. 188, S. B. 931, substitute for H. B. 188, bill to be entitled an act to amend, regulate and restrict child labor in manufacturing establishments, on second reading.

Senator Powell offers the following amendment:

Amend by inserting the word "wilfully" after the word "shall" and before the word "swear," in line 5 of section 6.

The amendment is adopted.

By Senator Powell:

Amend by striking out the words "pay-roll," in line 8, section 9, and inserting in their place the words "list of employees."

The amendment is adopted.

By Senator Powell:

Amend by striking out the word "as," after the word "employed," in line 4, section 14, and inserting in its place the following: "in the capacity of."

The amendment is adopted.

Senator Starbuck offers the following amendments:

In section 5, line 5, strike out the words "and under oath."

In section 6, in line 2, strike out the words "or who shall swear falsely" and insert "or who shall wilfully make a false report."

The amendments are adopted, ayes 28, noes 13, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Burton, Clark, Dawes, Dockery, Elliott, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Lee, McCall, Mills, Ormond, Peele, Ray, Reynolds, Spence, Starbuck, Travis, Turner, West, Wray—28.

Those voting in the negative are: Senators Barringer, Empie, Jones, Kluttz, Latham, Lockhart, Manning, Means, Nimocks, Pharr, Powell, Scott, Shaw—13.

Senator Nimocks offers the following amendments:

Amend section 5 by striking out the word "respectfully," in line 2, and by inserting in lieu thereof the word "respectively."

Amend section 12 by striking out the words "repairs or" and inserting "repairers of."

The amendments are adopted.

The bill, as amended, passes second reading, ayes 25, noes 13, as follows:

Those voting in the affirmative are: Senators Bassett, Britt, Clark, Dawes, Empie, Fry, Hawes, Johnson, Jones, Kluttz, Lockhart, Long of Iredell, Long of Person, Manning, Matthews, Means, Nimocks, Ormond, Pharr, Powell, Shaw, Starbuck, Tilson, Turner, West, Wray —26.

Those voting in the negative are: Senators Barham, Barringer, Burton, Dockery, Elliott, Holden, Latham, Lee, Mills, Ray, Reynolds, Spence, Travis—13.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 1426, substitute for H. B. 418, S. B. 286, bill to be entitled an act to amend chapter 831 of the Public Laws of 1907, creating a firemen's relief fund, on third reading.

Senator Shaw calls the previous question.

The call is sustained.

The substitute fails to pass third reading.

Senator Clark moves to reconsider the vote by which the substitute fails to pass third reading.

The motion is adopted.

The following amendment is offered by Senator Ray:

Amend by adding next to the last section: "*Provided*, That this act shall not apply to cities and towns having a paid fire department."

The amendment is lost.

Senator Travis offers the following amendment:

Amend by striking out section 4.

The amendment fails of adoption.

Senator Shaw calls the previous question.

The call is sustained.

A call of the ayes and noes is demanded.

The call is sustained.

The substitute fails to pass third reading, ayes 21, noes 25, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Britt, Doughton, Elliott, Empie, Fry, Hankins, Holden, Jones, Kluttz, Lockhart, Manning, Nimocks, Ormond, Peele, Powell, Scott, Shaw, Starbuck, Wray—21.

Those voting in the negative are: Senators Blow, Burton, Clark, Dawes, Dockery, Gay, Godwin, Hawes, Johnson, Latham, Lee, Love, Martin, Matthews, McCall, Means, Mills, Ray, Reynolds, Sherrill, Spence, Tilson, Travis, Turner, West—25.

Senator Long of Iredell states that he is paired with Senator Long of Person; that if present, Senator Long of Person would vote in the affirmative and that he (Senator Long of Iredell) would vote in the negative.

On motion of Senator Jones, H. B. 1210, S. B. 1498, bill to incorporate the town of Fuquay Springs, Wake County, is withdrawn from committee and placed on the Calendar.

PRIVILEGES OF THE FLOOR.

On motion of Senator Elliott, the privileges of the floor are extended to Hon. E. B. Cline.

REPORTS OF COMMITTEES.

Reports of committees are submitted as follows:

H. B. 1220, S. B. 1465, bill to authorize the Board of County Commissioners of Craven County to build public roads in Nos. 1 and 3 townships, with favorable report.

H. B. 1377, S. B. 1587, bill to amend chapter 636, Public Laws, providing for public roads in Jones County, with favorable report.

H. B. 1494, S. B. 1340, bill to authorize the merger of a railroad company with the Virginia-Southern Railroad Company, or with another railroad company of Virginia or Tennessee, with unfavorable report.

H. B. 649, S. B. 1307, bill for the betterment of the public roads of Catawba County, with favorable report.

H. B. 1525, S. B. 1421, bill to extend the time for the completion of the Wilmington, Brunswick and Southern Railway Company, with favorable report.

On motion of Senator Manning, the Senate takes a recess until 3:30 this afternoon.

AFTERNOON SESSION.

The Senate meets pursuant to recess.

Bills on the Calendar are taken up and disposed of as follows:

H. B. 1858, S. B. 1694, bill to protect game in Mecklenburg County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 711, H. B. 1781, bill to amend the charter of the Watauga Turnpike Company, for concurrence in House amendment.

The Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 1441, S. B. 1536, bill to protect fur-bearing animals in Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 338, S. B. 509, bill to regulate hunting wild fowls in Dare County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1326, bill for the relief of Thomas N. Seawell, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1371, S. B. 1476, bill for the relief of owners of live stock in a portion of Tyrrell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1515, S. B. 1615, bill to fix the compensation of the Sheriff of Wake County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1093, S. B. 1277, bill to prohibit the sale of wine and cider within three miles of Pleasant Hill Church and certain schoolhouses in Buncombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1175, S. B. 1462, bill to tax dogs in Wake County and make them the subject of larceny, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1290, S. B. 1463, bill to change the time for holding the Superior Courts of Tyrrell and Dare counties, and to provide an additional week for Tyrrell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1214, S. B. 1279, bill to promote health in the town of Bakersville, Mitchell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 836, S. B. 894, bill to validate an election on the question of a special tax for school purposes, held in Moore County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 871, S. B. 1458, bill to amend section 2778 of the Revisal, relating to the fees of the Treasurer of Dare County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 656, S. B. 1043, bill to protect quail in McDowell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 389, S. B. 1051, bill to regulate hunting in Sylva Township, Jackson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 768, S. B. 1049, bill to protect game in Vance County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 664, S. B. 1054, bill to protect game birds and other game in Davie County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 814, S. B. 1046, bill to protect game in Craven County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 536, S. B. 1493, bill to incorporate the town of Tunis, in Hertford County.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

H. B. 985, S. B. 1113, bill to protect deer in the counties of Cumberland, Harnett and Greene, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1623, S. B. 1485, bill to incorporate the Carolina Bonding and Guaranty Corporation, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1707, bill to incorporate the town of Woodleaf, in Rowan County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1174, bill for the protection of dogs in Catawba County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 516, S. B. 809, bill to protect game birds in Scotland and Richmond counties.

The bill passes second and third readings and is ordered enrolled.

H. B. 1208, S. B. 1472, bill to amend chapter 703 of the Public Laws

of 1905, and chapter 942, Public Laws of 1907, relating to salaries in Buncombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1211, S. B. 1270, bill to fix the compensation of the county commissioners of Wake County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 802, S. B. 831, bill to amend section 1506 of the Revisal of 1905, relating to the terms of the Superior Court of Hertford County, and the time for holding the same, and to repeal chapter 76 of the Public Laws of 1905, and chapter 49 of the Public Laws of 1907, relative thereto, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1352, S. B. 1272, bill relating to the fees of jurors and witnesses in Wake County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 431, S. B. 1281, bill to provide for the payment to the Clerk of the Superior Court of Camden County certain sums for work at court, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 501, S. B. 1282, bill to allow the Register of Deeds of Person County to appoint a deputy, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1032, bill to regulate the catching of clams in Pender, New Hanover and Brunswick counties.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 547, S. B. 1210, bill to regulate the payment of jurors in Henderson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1198, S. B. 1405, bill to allow H. D. Dean, ex-Sheriff of Macon County, to collect back taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1036, S. B. 1410, bill to allow convicted persons in Caswell County to work on the county farm, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1283, S. B. 1455, bill to provide for the better regulation of the oyster industry, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1636, bill for the protection of fish in North and South Turkey creeks, in Buncombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1325, bill to authorize the town of Southern Pines to advertise, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1324, bill to authorize the town of Rockingham to expend money to let the country know what a good town it is, on second reading.

The bill passes second reading.

H. B. 1685, S. B. 1627, bill for the protection of quail and partridges in Forsyth County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 980, S. B. 1459, bill to amend section 3316 of the Revisal of 1905, relative to the killing of unmarked live stock in the woods and range, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1166, S. B. 1403, bill to increase the pay of jurors in Rockingham County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 696, S. B. 897, bill to protect game and fish in Buncombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 424, S. B. 856, bill to amend section 2634 of the Revisal of 1905, in regard to penalty law, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1630, S. B. 1487, bill to incorporate the R. E. Lee Fire Company of Beaufort, North Carolina, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1559, S. B. 1676, bill to punish drunkenness and profanity in Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1512, S. B. 1616, bill to establish police regulations at Money Island Beach, Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1731, S. B. 1701, bill to amend certain sections of the Revisal of 1905, and made to apply to Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

Senator Shaw asks permission to withdraw from the consideration of the Senate S. B. 1369, bill to give Cumberland County an additional term of court.

Permission is granted accordingly.

H. B. 1042, S. B. 939, bill to change the name of Slades Creek, in Hyde County, to Slades River, and to prohibit fishing in said river, and in Fortessue River, in said county, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1084, S. B. 940, bill to regulate the taking of clams in Masonboro Sound, in New Hanover County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1097, S. B. 1461, bill to regulate oyster dredging in Pamlico Sound, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1226, bill to prescribe the time for holding the courts of the Sixth Judicial District, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1606, S. B. 1490, bill to protect property owners in Ahoskie Swamp, in Hertford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1240, bill to protect birds during the breeding season in Rockingham County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1732, S. B. 1488, bill to repeal chapter 364, Private Laws of 1907, relating to tax collectors in Carteret County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 914, bill to protect game in Steeles Township, in Richmond County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 447, S. B. 829, bill to promote and encourage the raising of quail and other game birds in Rockingham and Granville counties, on second reading.

The amendment reported by committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

S. B. 1432, bill to regulate the shooting and sale of certain birds in the counties of New Hanover, Brunswick and Pender, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 234, S. B. 830, bill to regulate the hunting of quail, partridges, wild turkeys and other game birds in Orange County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 530, S. B. 826, bill to prohibit the killing of doves in Edgecombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 487, S. B. 771, bill to regulate the killing of certain game in the county of Halifax, on second reading.

The amendment reported by committee is adopted.

The bill, as amended, passes second and third readings and is ordered enrolled.

H. B. 1295, S. B. 1538, bill to protect quail in Chatham County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1605, S. B. 1489, bill to amend section 1489 of the Revisal, relative to hunting squirrels in Hertford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1555, S. B. 1535, bill to regulate fishing in the waters of Albemarle Sound, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1722, S. B. 1604, bill to protect clams in Browns Sound, Onslow County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 708, bill to divide the Board of County Commissioners of New Hanover County into two classes, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 801, bill to establish a new school district in Rutherford and Polk counties, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1376, S. B. 1591, bill to authorize the use of a portion of the dispensary fund in the hands of the Treasurer of Jones County to repair a school building in District No. 1, Trenton Township, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1098, S. B. 1412, bill to abolish the January Term of the Superior Court of Northampton County, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Gay, the vote by which the bill passes third reading is reconsidered.

Senator Gay moves that the bill do lie on the table.

The motion is adopted.

H. B. 1113, S. B. 1469, bill to provide for the appointment of a court stenographer for the Eleventh Judicial District, on second reading.

On motion of Senator Starbuck, the bill is laid on the table.

S. B. 1435, bill to give to the courts now used in New Hanover County exclusively for criminal actions, civil jurisdiction, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1632, S. B. 1550, bill to incorporate Charlotte Council, No. 218, J. O. U. A. M., on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1387, bill to amend the charter of the Statesville Loan and Trust Company, chapter 76, Private Laws of 1901, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1312, bill to incorporate the Durham School of Music, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1057, S. B. 1196, bill to incorporate Ebenezer Church, in Goose Creek Township, Union County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1742, S. B. 1696, bill to create a recorder's court in Nash County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 869, S. B. 1212, bill for the relief of Edward J. Johnson, a public-school teacher, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 859, S. B. 1017, bill to protect game and fish in Polk County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1008, S. B. 1008, bill to protect game in Catawba County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 575, S. B. 1018, bill to prevent killing squirrels in Edgecombe and Nash counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1644, bill to authorize the Board of Commissioners of Randolph County to use certain funds for building a new courthouse and bridges, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1193, S. B. 1727, bill to provide a legalized primary for Cleveland County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1648, bill to regulate hunting in Steeles Township, Richmond County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1640, bill to amend section 116, chapter 342, Private Laws of 1907, relative to the police and fire departments of the city of Charlotte, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1638, bill to amend section 1 of chapter 829, Public Laws of 1905, relating to certain official fees and salaries in Mecklenburg County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1266, S. B. 1621, bill to amend sections 2055 and 2773 of the Revisal, relating to probate and registration fees in Franklin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1445, bill to amend section 2802 of the Revisal of 1905, relative to pay of surveyors in Nash and Edgecombe counties, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1363, bill to amend chapter 938, Public Laws of 1907, relating to the tax for public schools in Davidson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1442, bill to amend chapter 14, Private Laws of 1907, relative to the charter of the town of Lexington, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1643, bill to create the office of auditor for Onslow County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1616, S. B. 1483, bill for the relief of S. H. Choots, ex-Sheriff of Alleghany County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1516, S. B. 1565, bill relative to the sale of real estate for taxes in Wake County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1390, S. B. 1546, bill to define the voting precincts of the city of Asheville, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1726, S. B. 1623, bill to authorize the drainage of Grants Creek, in Rowan County, and for other purposes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1287, S. B. 1466, bill concerning the apportionment of the school fund of the city of Asheville, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 763, S. B. 1566, bill to pay Miss Bettie Hunter for teaching the public school overtime, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1590, S. B. 1702, bill to amend section 6 of chapter 485, Public Laws of 1899, relative to the Waynesville Graded Schools, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1145, S. B. 1471, bill to amend section 3759 of the Revisal of 1905, relative to wire fences in Haywood County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1527, S. B. ....., bill concerning Public-school District No. 6, in Chatham County, Hickory Mountain Township, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1376, S. B. 1709, bill to regulate the compensation of the county officers of Cleveland County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1676, S. B. 1722, bill to prevent the throwing of sawdust in certain streams of Chatham County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1450, bill to regulate the making up of calendars in Buncombe County for the trial of civil actions and to regulate the hearing of motions in civil actions, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1452, S. B. 1669, bill to prohibit the sale of whiskey, wine, cider and other intoxicants and articles of merchandise within one and a half miles of the Lower County Line Primitive Baptist Association, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1730, bill to appoint justices of the peace in Iredell County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1649, bill to authorize the commissioners of Richmond County to compensate the sheriff for expenses incidental to holding court, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1383, S. B. 1712, bill to create a recorder's court for Edgecombe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1141, S. B. 945, bill to enforce the better drainage of certain land in Gaston and Lincoln counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 957, bill to secure the better drainage of Hayles Creek, in Lincoln and Gaston counties, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1046, S. B. 1105, bill to amend chapter 745, Public Laws of 1905, relative to Indian Creek, in Lincoln and Gaston counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1344, S. B. 1590, bill to authorize John R. Millikin, late Sheriff of Chatham County, to collect back taxes, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1375, S. B. 1622, bill to amend chapter 413, Laws of 1901, relative to a cotton-weigher for the town of Laurinburg, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1661, bill to amend section 3382a, chapter 81 of the Revisal of 1905, relative to placing sawdust in South Fork and other streams in Burke County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1651, bill for the protection of game in Gaston and Lincoln counties, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1673, S. B. 1625, bill to add Pocket Township to Greenwood Township and Deep River Township, in Moore County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1417, S. B. 1617, bill to amend chapter 28, section 1506 of the Revisal, relative to fixing the time for holding court in Sampson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1801, S. B. 1700, bill to regulate the working of the public roads in Duke Township, Harnett County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 336, S. B. 934, bill to repeal chapter 84, Laws of special session of 1908, concerning the road tax for Murphy Township, Cherokee County, on second reading.

The amendment reported by committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

S. B. 1708, bill supplemental to an act to establish a special criminal court in the county of New Hanover and to prescribe the jurisdiction thereof, ratified March 1, 1909, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1646, bill relative to the compensation of the Clerk of the Superior Court of Richmond County for keeping the minutes of the courts of said county, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1647, bill relative to the compensation of the Treasurer of Richmond County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1567, S. B. 1673, bill to change the time for meeting of the Board of Education of Dare County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1272, S. B. 1406, bill to protect stock in the vicinity of Princeton, Johnston County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. B. 1288, S. B. 1632, bill for the betterment of the public schools in Anson County and the training of students for life's work, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1529, S. B. 1468, bill to create a criminal term of court in Duplin County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1251, bill to provide for the establishment of a high school at Cowee, Macon County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1543, bill to amend the compulsory education law of the city of Asheville, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1598, S. B. 1699, bill to amend the primary law of Robeson County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. R. 1827, S. R. 1665, resolution to pay W. A. Thompson for services rendered as clerk to the Committee on Privileges and Elections, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1353, S. B. 1256, bill to incorporate the Faison Industrial Training School, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1500, S. B. 1570, bill to prohibit the fishing with nets in certain creeks in Beaufort County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1560, S. B. 1675, bill to prohibit the throwing of sawdust in certain streams in Burke County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1556, S. B. 1607, bill to regulate the courts of Harnett County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1347, S. B. 1545, bill to create a board of road commissioners for Banner Township, Johnston County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1378, S. B. 1709, bill to regulate the compensation of the county officers of Cleveland County, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in Senate amendment.

H. B. 1340, S. B. 1093, bill to amend chapter 341, Public Laws of 1891, relative to the compensation of the cotton-weigher for the town of Enfield, Halifax County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 725, S. B. 1115, bill to provide for the appointment of a court stenographer for the Eighth Judicial District of North Carolina, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 646, S. B. 1211, bill to prohibit the illegal sale of liquor in Burke County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1249, bill relating to Holly Grove Special-tax District, in Sampson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1250, bill relating to Ingold Special-tax District, in Sampson County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1431, bill to make applicable to and obligatory upon the town of Red Springs, North Carolina, chapter 73 of the Revisal of 1905, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 957, S. B. 1268, bill to amend chapter 111, Public Laws of 1903, relative to cotton-weigher in Stanly County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1330, bill to require the commissioners of Harnett County to elect a standard-keeper for Harnett County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Fry, H. B. 873, S. B. 1114, bill to construct a road in Qualla Township, Jackson County, is taken from the table and placed on its immediate passage.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1105, S. B. 1413, bill to amend section 2785 of the Revisal of 1905, so as to increase the *per diem* of the county commissioners of Granville County to $3.00 per day, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1677, S. B. 1602, bill to authorize the Trustees of Elizabeth City Academy to sell certain property in the city of Elizabeth City, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1217, S. B. 1454, bill to amend chapter 476 of the Public Laws of 1907, relating to the road law of Smith Creek Township, in Warren County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1517, S. B. 1568, bill relating to the sale of refreshments at all State high schools in Alamance County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1621, S. B. 1578, bill to regulate the pay of the Board of Education of Durham County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1613, S. B. 1579, bill to protect the sanitary condition of certain free schoolhouses in Pitt County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1373, S. B. 1586, bill to amend section 1 of chapter 228, Public Laws of 1907, relating to roads in Pasquotank County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1684, S. B. 1603, bill to provide for the incorporation, management and supervision of the Durham Graded Schools, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1228, bill to allow the ex-Sheriff of Rutherford County to collect arrears of taxes, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1290, S. B. 1257, bill to amend chapter 436, Private Laws of 1907, so as to provide for the election of commissioners in the town of Stovall, in Granville County, every two years, instead of annually, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 937, S. B. 1267, bill to fill vacancies in the office of Sheriff of Burke County by appointment of the Governor, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 933, S. B. 1273, bill to prescribe the manner of electing the Board of Commissioners for the county of Tyrrell, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 843, S. B. 1453, bill to validate the acts of George B. Cooper, a justice of the peace in Nash County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 891, S. B. 1480, bill to incorporate the Pamlico and Neuse River Railway and Terminal Company, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1204, S. B. 1464, bill to amend chapter 769 of the Public Laws of 1905, relating to cotton-weigher in the town of Wilson, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1016, S. B. 1460, bill for the relief of W. A. Somers, ex-Sheriff of Iredell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1174, S. B. 1402, bill to amend chapter 285 of the Public Laws of 1899, relating to dumping sawdust into certain streams in Watauga County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1171, S. B. 1398, bill to appoint an engine inspector for Ashe County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1224, S. B. 1390, bill authorizing the commissioners and Treasurer of Davie County to transfer the surplus from a special-tax fund to the general county fund, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 984, S. B. 1269, bill to appoint a cotton-weigher for Beston, in Wayne County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1355, S. B. 1723, bill to amend section 2777 of the Revisal of 1905, relative to the fees of the Sheriff of Dare County, on second reading.

The bill passes second and third readings and is ordered enrolled.

ENROLLED BILLS.

Bills and resolutions are reported from the Committee on Enrolled Bills, and they are duly signed and ratified, as follows:

H. B. 1418, S. B. 1477, an act to provide a board of audit and finance for the county of Robeson, and to fix the duties of the same.

H. B. 196, S. B. 812, an act to protect deer in the counties of Henderson, Transylvania, Haywood and Jackson.

H. B. 1172, S. B. 1416, an act to validate bond election in Ashe County.

H. B. 1279, S. B. 1214, an act to amend section 5349 of the Revisal of 1905, and provide for the classification and publication of the Acts of the General Assembly into public, public-local, and private laws.

H. B. 847, S. B. 1474, an act for the relief of W. L. Denny, a public-school teacher in Yadkin County.

H. B. 1153, S. B. 1396, an act to amend section 2785 of the Revisal of 1905, relating to the pay of county commissioners in Onslow County.

H. B. 858, S. B. 1192, an act to repeal chapter 58, Private Laws of 1897, relating to the charter of the town of Oak Ridge, Guilford County.

H. B. 932, S. B. 1392, an act relative to hunting in Carteret County.

H. B. 1513, S. B. 1397, an act to amend chapter 948 of the Laws of 1907, relative to fish.

H. B. 1511, S. B. 1467, an act to regulate the sale of soft drinks in Morehead City, Carteret County.

H. B. 673, S. B. 1266, an act to protect fish in Black River and its tributaries, in the counties of Pender and Bladen.

H. B. 968, S. B. 1107, an act to discontinue a section of public road in Montgomery County.

H. B. 1423, S. B. 1265, an act to incorporate the Graham School.

H. B. 1548, S. B. 1275, an act supplemental to an act to appoint a cotton-weigher for Red Springs Township, and to provide for his election.

H. B. 952, S. B. 1048, an act to establish the Eden Colony Graded-school District.

H. B. 1205, S. B. 1205, an act to amend chapter 159, Private Acts of 1891, relative to the charter of the town of Lucama.

H. B. 1056, S. B. 1196, an act to amend chapter 319 of the Private Laws of 1899, the same being An act to amend the charter of the town of Nashville, Nash County, North Carolina.

H. B. 1524, S. B. 1261, an act to confirm Patent No. 99, issued the 13th of April, 1780, to John Guerrard.

H. B. 1436, S. B. 1255, an act to amend chapter 184 of the Private Laws of 1905, incorporating the Graham County Railroad Company.

H. B. 1718, S. B. 1245, an act to authorize the Board of Aldermen of the city of Charlotte to establish drainage districts and require the proper drainage thereof.

H. B. 1000, S. B. 1492, an act to incorporate the Warsaw High School and Graded School, in Duplin County.

H. B. 1510, S. B. 1262, an act to incorporate Sunbury High-school District, in Gates County.

H. B. 1302, S. B. 532, an act for the relief of D. W. Bullock, ex-Register of Deeds of Robeson County.

H. B. 1640, S. B. 1061, an act regulating the pay of certain witnesses in criminal actions in Durham County.

H. B. 1853, S. B. 1218, an act to increase the compensation of the stenographers of the Supreme Court.

H. B. 1572, S. B. 924, an act authorizing the town of Buckingham to contribute to a fund for the erection of a Confederate monument in Richmond County.

H. B. 1576, S. B. 1066, an act relating to erection of a monument to the memory of Confederate soldiers in Henderson, North Carolina.

H. B. 1474, S. B. 752, an act to prohibit the manufacture and sale of intoxicating liquors in certain localities.

H. B. 1581, S. B. 849, an act to amend chapter 436 of the Public Laws of 1907.

H. B. 1712, S. B. 1161, an act to amend section 1314, and to repeal section 1315 of the Revisal of 1905, in regard to filling vacancies in the Board of Commissioners of Vance County.

H. B. 1641, S. B. 1135, an act to regulate the compensation of the County Treasurer of Currituck County.

H. B. 1573, S. B. 925, an act authorizing the county of Richmond to contribute to a fund for the erection of a Confederate monument in Richmond County.

H. B. 1795, S. B. 1358, an act to provide for working the roads of Rutherford County.

H. R. 1325, S. R. 1213, joint resolution relating to the promotion of the fishery industries of North Carolina.

H. R. 1800, S. R. 1539, resolution on behalf of the clerks of the House and Senate.

H. B. 1859, S. B. 1693, an act to incorporate the Caswell County Macadam Road Company.

H. B. 1846, S. B. 1443, an act to amend the charter of the city of Wilmington.

H. B. 1201, S. B. 1409, an act to amend chapter 483, Public Laws 1903, and acts amendatory thereof, concerning the graded or public school at Pilot Mountain, North Carolina.

H. B. 1163, S. B. 1259, an act to amend chapter 493, Private Laws of 1907, entitled An act to amend chapter 305 of the Private Laws of North Carolina, to incorporate the Waynesville Railway and Power Company, ratified on the 4th day of March, 1905.

H. B. 1777, S. B. 1381, an act to alter the public road in Wilkes County, known as the Phillips Gap Road.

H. R. 1767, S. R. 1456, resolution relative to the election of a trustee of the University, in place of George W. Connor, who has resigned.

H. B. 1586, S. B. 591, an act to confer certain powers on the directors of State institutions, in regard to land.

On motion of Senator Elliott, the Senate takes a recess until 8 o'clock to-night.

EVENING SESSION.

The Senate meets pursuant to recess.

Senator Britt asks permission to recall H. B. 1636, S. B. 1450, bill to regulate the making of calendars for the trial of civil actions in Buncombe County and to regulate the hearing of motions in civil cases, which passed third reading this afternoon.

Permission is granted accordingly.

S. B. 1324, bill to authorize the town of Rockingham to expend money to let the country know what a good county it is, on third reading.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 869, S. B. 1212, bill for the relief of E. J. Johnson, a public-school teacher, for services in the counties of Ashe and Alleghany, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. R. 1740, S. R. 1698, joint resolution relative to the compensation of pages, on second reading.

The resolution passes second and third readings and is ordered enrolled.

S. B. 1320, bill to amend sections 967, 968, 970 and 972 of the Revisal of 1905, relative to the law of assignment for the benefit of creditors, on second reading.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1161, bill to provide separate schools for the Indian race in Scotland County.

The amendment reported by the committee is adopted.

The bill, as amended, passes second reading.

On motion of Senator Long of Person, the Senate goes into a Committee of the Whole for the purpose of considering the Revenue Bill.

At 10:30 the committee rises.

Senator Spence, for the Committee of the Whole, reports progress on the Revenue Bill, and asks leave to sit again.

S. B. 1732, bill to appoint members of county boards of education, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Clark, 200 copies of S. B. 1377, bill to amend the Constitution of North Carolina in several respects and to provide for an election in respect to said amendments, are ordered printed.

S. B. 1662, bill to amend section 1689 of the Revisal, relating to contracts for future delivery, on second reading.

The bill passes second reading.

H. B. 684, S. B. 1422, bill to extend the charter of the town of Madison, in Rockingham County, on second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1286, S. B. 1786, bill to incorporate the Alamance Battleground Company.

Placed on the Calendar.

H. B. 1406, S. B. 1734, bill to provide a new charter for the city of Southport.

Placed on the Calendar.

H. B. 1755, S. B. 1735, bill to erect a municipal building in the city of Raleigh.

Placed on the Calendar.

On motion of Senator Long of Person, H. B. 1228, S. B. 1518, bill to amend chapter 256 of the Public Laws of 1907, in relation to raising revenue, is placed on its second reading.

The bill passes second reading, ayes 47, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Martin, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—47.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate that the House of Representatives refused to concur in the Senate amendment to H. B. 291, S. B. 1116, bill to be entitled an act for the relief of sheriffs, ex-sheriffs and tax collectors, and asks for a committee on conference; that the Speaker of the House of Representatives appoints as a committee, Messrs. Barnes of Hertford, Doughton and Higdon, and asks that the Senate apoint a like committee.

On motion, the Senate adjourns until to-morrow morning at 9:30 o'clock.

## FIFTY-FIRST DAY.

SENATE CHAMBER, March 5, 1909.

The Senate meets pursuant to adjournment.

Prayer by Representative Latham, of Beaufort.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### REPORTS FROM COMMITTEES.

Reports are received from standing committees as follows:

By Senator Travis, S. B. 1057, bill to regulate the approval and safe-keeping of securities deposited under section 4780 of the Revisal of North Carolina.

The committee reports a substitute and recommends the passage of the substitute.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 473, bill to promote the cultivation of the oyster in North Carolina, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Fry, the vote by which S. B. 1114, H. B. 875, bill to construct a road in Qualla Township, Jackson County, passed third reading on yesterday is reconsidered.

H. B. 853, S. B. 1680, bill for the State Printer to publish the farm bulletins of the North Carolina Board of Agriculture, on second reading.

The bill passes second and third readings and is ordered enrolled.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting the following bill, which is read the first time and disposed of as follows:

H. B. 1878, S. B. 1736, bill amending the charter of the town of North Wilkesboro.

Placed on the Calendar.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Hankins, S. R. 1737, joint resolution to appoint a public grounds commissioner.

Placed on the Calendar.

By Senator Nimocks, S. B. 1739, bill to amend section 180 of the Revisal of 1905.

Placed on the Calendar.

By Senator Dockery, S. B. 1741, bill to provide for the holding of the Superior Courts in the Eighth Judicial District.

Placed on the Calendar.

ENROLLED BILLS.

The Committee on Enrolled Bills reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 1714, S. B. 1217, an act to regulate primary elections in Halifax and Nash counties.

H. B. 1405, S. B. 1667, an act for the relief of L. M. Walters, W. L. Hendrix and J. W. Calloway, of Ashe County.

H. B. 538, S. B. 1537, an act to create a historical association for the perpetuation of the memory of the life of Daniel Boone.

H. B. 1535, S. B. 1400, an act extending the time for construction by the Winston-Salem Southbound Railway Company.

H. B. 1502, S. B. 1600, an act authorizing the Board of Graded-school Trustees of Lumberton to sell certain property in said town.

H. B. 1596, S. B. 1614, an act to create a recorder's court for the town of Aurora and Richland Township, and define the jurisdiction and territory thereof.

H. B. 1798, S. B. 1375, an act to authorize the Judge of the Superior Court in certain cases to appoint policemen in Leaksville Township, Rockingham County, North Carolina.

H. B. 1008, S. B. 1194, an act to amend chapter 384 of the Public Laws of North Carolina, creating the Edenton Graded Schools.

H. B. 1225, S. B. 1391, an act authorizing the commissioners of Davie County to buy additional land for the purpose of a County Home for the Aged and Infirm.

H. B. 1432, S. B. 1678, an act to amend section 1 of chapter 508 of the Public Laws of 1907.

H. B. 947, S. B. 1193, an act to amend chapter 85, Volume II, of the Revisal of 1905.

H. B. 710, S. B. 861, an act to appoint trustees for the Yanceyville Female Academy and to authorize and empower said trustees to sell and convey in fee simple the lot upon which said academy is situated, and to turn the proceeds of said sale over to the school committeemen for District No. 38, for the white race, to be used in repairing and improving Dan River Institute.

H. B. 1769, S. B. 748, an act regarding corporations.

H. B. 863, S. B. 1475, an act to fix salaries for public officers and create and establish an auditor's office in Durham County.

H. B. 923, S. B. 1704, an act to establish a card-index system for grants and to rearrange and change the method of filing warrants, plats and surveys in the Secretary of State's office.

H. B. 825, S. B. 208, an act to provide for the better protection of earnings of employees of railway corporations and others engaged in interstate business, and to assure to them the benefits of the exemption laws of this State relating to personal property.

H. B. 1658, S. B. 1401, an act to authorize North Whitakers Township, in Nash County, to issue bonds for the improvement of the public roads of said township.

H. B. 926, S. B. 979, an act to establish graded schools in the town of Marshville.

H. B. 1119, S. B. 469, an act to amend section 1128 of the Revisal of 1905 of North Carolina, relative to powers of corporations.

H. B. 1704, S. B. 851, an act to repeal sections 4112, 4099, 4100, 4101, 4102, 4103, 4104 and 4105 of the Revisal of 1905 of North Carolina, and to provide for the levying of a special tax and for a special State appropriation for the maintenance of one or more public schools in every school district for a term of four months in each year, and for a more equitable apportionment thereof.

H. B. 1499, S. B. 1425, an act to authorize the Board of Commissioners of the town of Stovall, Granville County, to issue $5,000 of bonds for improvement of streets and other purposes.

H. B. 922, S. B. 1495, an act to authorize the State Board of Education to unite with certain landowners in Hyde County in establishing a drainage district, including Mattamuskeet Lake and the lands adjacent thereto.

H. B. 1367, S. B. 1457, an act to issue bonds to carry out the act of 1907 for the care of the insane of the State.

H. B. 160, S. B. 1393, an act to promote the public health, convenience and welfare by leveeing, ditching and draining the wet, swamp and overflowed lands of the State, and providing for the establishment of levee and drainage districts for the purpose of enlarging or changing any natural watercourses and for digging ditches or canals for securing better drainage, for building levees or embankments and installing tide gates or pumping plants for the reclamation of overflowed lands, and prescribing a method for so doing; and providing for the assessment and collection of the cost and expense of the same, and issuing and selling bonds therefor, and for the care and maintenance of such improvements when constructed.

H. B. 537, S. B. 826, an act to prohibit killing doves in Edgecombe County.

H. B. 1781, S. B. 711, an act to amend the charter of the Watauga Turnpike Company, chapter 213, Private Laws of North Carolina, session of 1905.

H. B. 575, S. B. 1018, an act to prevent the killing of squirrels in Edgecombe and Nash counties.

H. B. 431, S. B. 1281, an act to provide for the payment to the Clerk of the Superior Court of Camden County of certain sums for services at court.

H. B. 1726, S. B. 1623, an act to authorize the drainage of Grants Creek, in Rowan County, and for other purposes.

H. B. 1768, S. B. 1173, an act to provide for water and lights in the town of Henderson.

H. B. 1722, S. B. 1604, an act to protect clams in the waters of Brown Sound and Queens Creek.

H. B. 768, S. B. 1049, an act to protect game in Vance County.

H. B. 814, S. B. 1046, an act to protect game in Craven County.

H. B. 656, S. B. 1043, an act to protect quail in McDowell County.

H. B. 1699, S. B. 1155, an act to allow the city of Kinston to issue bonds for the purpose of the extension of city improvements, liquidation of city debt and to erect a city market-house, hall and telephone system, etc.

H. B. 1441, S. B. 1536, an act to protect fur-bearing animals in Currituck County.

H. B. 1297, S. B. 1463, an act to change the time of holding the Superior Courts for Tyrrell and Dare counties, and to provide additional week of Superior Court for Tyrrell County.

H. B. 338, S. B. 509, an act to regulate hunting wild fowl in Dare County.

H. B. 1555, S. B. 1535, an act regulating fishing in waters of Albemarle Sound.

H. B. 646, S. B. 1211, an act to prohibit the illegal sale of liquor in Burke County.

H. B. 1057, S. B. 1196, an act to incorporate Ebenezer Church, in Goose Creek Township, Union County.

H. B. 547, S. B. 1210, an act to regulate payment of jurors in Henderson County.

H. B. 234, S. B. 830, an act to regulate the hunting of quail, partridges, wild turkeys and other game birds in Orange County.

H. B. 1623, S. B. 1485, an act to incorporate Carolina Bonding and Guaranty Corporation.

H. B. 1452, S. B. 1669, an act to prevent the sale of certain commodities at the annual meeting of the Lower County Line Primitive Baptist Association.

H. B. 1353, S. B. 1256, an act to incorporate the Industrial Training and Educational School of Faison, North Carolina.

H. B. 1375, S. B. 1622, an act to amend section 5 of chapter 413 of the Public Laws of 1901, relating to the cotton-weigher for the town of Laurinburg.

H. B. 1527, S. B. 1710, an act concerning Public School District No. 6, Chatham County, Hickory Mountain Township.

H. B. 1621, S. B. 1578, an act to regulate the pay of the Board of Education of Durham County.

H. B. 501, S. B. 1282, an act to allow the Register of Deeds of Person County to appoint a deputy.

H. B. 1677, S. B. 1602, an act to authorize the Trustees of Elizabeth City Academy to sell certain property in the town of Elizabeth City, North Carolina.

H. B. 1616, S. B. 1483, an act for the relief of S. A. Choate, ex-Sheriff of Alleghany County.

H. B. 1673, S. B. 1625, an act to add Pocket Township to Greenwood and Deep River townships, in Moore County.

H. B. 1685, S. B. 1627, an act for the protection of quail and partridges in Forsyth County.

H. B. 1731, S. B. 1701, an act to amend certain sections of the Revisal of 1905.

H. B. 1376, S. B. 1591, an act authorizing use of portion of dispensary fund now in hands of Treasurer of Jones County to repair, etc., public-school building in No. 1 School District, in Trenton Township.

H. B. 1676, S. B. 1722, an act to prevent the floating of sawdust in the streams of Chatham County.

H. B. 1352, S. B. 1272, an act relating to fees of jurors and witnesses in Wake County.

H. B. 1193, S. B. 1727, an act to provide a legalized primary election for Cleveland Coounty.

H. B. 1097, S. B. 1461, an act to regulate oyster dredging in Pamlico Sound.

H. B. 1383, S. B. 1712, an act to create a recorder's court for Edgecombe County.

H. B. 1224, S. B. 1390, an act authorizing the commissioners and Treasurer of Davie County to transfer the surplus belonging to the special railroad-tax fund to the general county fund.

H. B. 1288, S. B. 1632, an act for the betterment of public schools in Anson County and the training of the children for life's work.

H. B. 1217, S. B. 1454, an act to amend chapter 476, Public Laws of 1907, relating to the road law in Smith Creek Township, Warren County.

H. B. 1204, S. B. 1464, an act to amend chapter 769, Public Laws of 1905, relative to cotton-weigher of the town of Wilson.

H. B. 1556, S. B. 1607, an act to amend section 1506, chapter 28, of the Revisal of North Carolina of 1905.

H. B. 1567, S. B. 1673, an act to change the time of meeting of Board of Education of Dare County.

H. B. 1532, S. B. 1478, an act to provide a system of constructing and keeping in repair the public roads of Randolph County.

H. B. 1365, S. B. 1529, an act to provide for the issuing of bonds and levying a special tax for building a tollbridge and working the roads in Boonville Township, Yadkin County.

H. B. 602, S. B. 831, an act to amend section 1506, chapter 28, of the Revisal of 1905, relative to the terms of Superior Court for Hertford County and time for holding the same, and to repeal chapter 76, Public Laws of 1905, and chapter 49, Public Laws of 1907, relative thereto.

H. B. 1919, S. B. 744, an act requiring the use of electric or power headlights on certain locomotive engines.

H. B. 696, S. B. 897, an act to protect the game and fish in Buncombe County.

H. B. 1175, S. B. 1462, an act taxing dogs in Wake County and making them subjects of larceny.

H. B. 985, S. B. 1113, an act to protect deer in the counties of Cumberland, Harnett and Greene.

H. B. 1211, S. B. 1270, an act to fix the compensation of county commissioners in Wake County.

H. B. 1093, S. B. 1277, an act to prohibit the sale of wine within three miles of Pleasant Hill Church and Miller Hill Schoolhouse, in Buncombe County.

H. B. 1208, S. B. 1472, an act to amend chapter 703 of the Public Laws of 1905, and also chapter 942 of the Public Laws of 1907, relating to the salaries of the officers of Buncombe County.

H. B. 661, S. B. 1054, an act to protect game birds, wild fowls and other game in Davie County.

H. B. 1517, S. B. 1568, an act relating to the sale of refreshments at all State high schools in Alamance County.

H. B. 1831, S. B. 916, an act to amend certain sections of the Revisal of 1905 of North Carolina, and certain chapters of the Public Laws of 1907 of North Carolina, being parts of the Public School Law.

H. B. 1492, S. B. 1303, an act to authorize the commissioners of Union County to issue bonds to build, macadamize and improve the public roads of Union County.

H. B. 1355, S. B. 1723, an act to amend section 2777 of the Revisal of 1905, relating to sheriff's fees in Dare County.

H. B. 1373, S. B. 1586, an act to amend section 1 of chapter 228 of the Public Laws of 1907.

H. B. 1344, S. B. 1590, an act to authorize John R. Milliken, late Sheriff of Chatham County, to collect taxes.

H. B. 1295, S. B. 1538, an act to protect quail in Chatham County.

H. B. 1347, S. B. 1545, an act to create a board of road commissioners for Banner Township, Johnston County.

H. B. 1707, S. B. 973, an act to authorize the Board of Commissioners of Mecklenburg County to change the location of the common jail of said county, and issue bonds for the purpose of either repairing the present jail or building a new one.

H. B. 1084, S. B. 940, an act to regulate the taking of clams in Masonboro Sound, in the county of New Hanover.

H. B. 1371, S. B. 1476, an act for the relief of owners of live stock in a portion of Tyrrell County.

H. B. 1042, S. B. 939, an act to change the name of Slades Creek, in Hyde County, to Slades River, and to prohibit fishing with dragnets in said river and in Fortescues Creek, in said county.

H. B. 843, S. B. 1453, an act to validate the acts of George B. Cooper, justice of the peace in Griffins Township, Nash County.

H. B. 1266, S. B. 1621, an act to amend sections 2055, 2773 and 2776 of the Revisal of 1905.

H. B. 1287, S. B. 1466, an act to amend the law concerning the apportionment of school funds to the city of Asheville.

H. B. 871, S. B. 1458, an act to amend section 2778, Revisal of 1905, relating to fees of Treasurer of Dare County.

H. B. 1417, S. B. 1617, an act to amend chapter 28, section 1506, Revisal of 1905, and to fix the time for holding courts in Sampson County.

H. B. 1515, S. B. 1615, an act to fix the compensation of the Sheriff of Wake County.

H. B. 836, S. B. 894, an act to validate an election on the question of special tax for school purposes held in a certain portion of Moore County.

H. B. 1560, S. B. 1675, an act to prohibit the throwing of sawdust in the streams of Polk County.

H. B. 1048, S. B. 1102, an act to establish a police commission for the city of Asheville.

H. B. 1632, S. B. 1550, an act to incorporate Shallotte Council, No. 218, Junior Order United American Mechanics.

H. B. 1516, S. B. 1565, an act relating to the sale of real estate for taxes in Wake County.

H. B. 1512, S. B. 1616, an act to establish police regulations at Money Island Beach, Bogue Banks, Carteret County.

H. B. 1785, S. B. 1219, an act allowing the people of Rutherfordton Township to vote bonds for the purpose of macadamizing and amending certain public roads and streets of said township.

H. B. 1529, S. B. 1468, an act to create a criminal term of court in Duplin County.

H. B. 1283, S. B. 1455, an act to provide for the better regulation of the oyster industry.

H. B. 1684, S. B. 1603, an act to provide for the incorporation, management and supervision of the Dunn Graded School.

H. B. 1500, S. B. 1570, an act to prohibit the fishing of certain nets in Bath Creek, Blounts Creek, Jordans Creek, Punge Creek and Wrights Creek, in Beaufort County.

H. B. 1559, S. B. 1676, an act to punish drunkenness and profanity in Carteret County.

H. B. 166, S. B. 1403, an act to increase the pay of jurors in Rockingham County.

H. B. 763, S. B. 1566, an act to pay Miss Bettie Hunter for teaching a public school overtime.

H. B. 875, S. B. 1114, an act to construct a road in Qualla Township, in Jackson County.

H. B. 859, S. B. 1017, an act to protect game and fish in Polk County.

H. B. 1036, S. B. 1410, an act to allow convicted prisoners of Caswell County to work on the county farm.

H. B. 933, S. B. 1273, an act to prescribe the manner of electing the Board of Commissioners for the county of Tyrrell.

H. R. 1824, S. R. 1534, resolution to pay George C. Fisher for services rendered at special session of the General Assembly of 1908.

H. R. 1827, S. R. 1665, resolution to pay W. A. Thompson for services rendered as clerk to the Committee on Privileges and Elections.

H. B. 1290, S. B. 1257, an act to amend chapter 436, Private Laws 1907, so as to provide for the election of commissioners of the town of Stovall, in Granville County, for two years instead of annually.

H. B. 1390, S. B. 1546, an act to define the voting precincts of the city of Asheville.

H. B. 1340. S. B. 1093, an act to amend sections 2 and 5 of chapter 341 of the Public Laws of 1899.

H. B. 1214, S. B. 1279, an act to promote health in the town of Bakersville, Mitchell County.

H. B. 1495, S. B. 1427, an act to amend the charter of the town of Wadesboro, North Carolina.

H. B. 389, S. B. 1051, an act to regulate hunting in Sylva Township, in Jackson County.

H. B. 1606, S. B. 1490, an act to protect property owners in Ahoskie Swamp, in Hertford County.

H. B. 1858, S. B. 1694, an act to protect game in Mecklenburg County.

H. B. 1046, S. B. 1105, an act to amend chapter 726, Public Laws of 1905.

H. B. 937, S. B. 1267, an act to fill vacancies in the office of Sheriff of Polk County by appointment by the Governor.

H. B. 984, S. B. 1269, an act to appoint a cotton-weigher at Boston, Wayne County.

H. B. 725, S. B. 1115, an act to provide for the appointment of court stenographers for the Eighth Judicial District of North Carolina.

H. B. 980, S. B. 1459, an act to amend section 3316 of the Revisal of 1905, relating to the killing of unmarked live stock in the woods or range.

H. B. 1016, S. B. 1460, an act for the relief of W. A. Summers, ex-Sheriff of Iredell County.

H. B. 957, S. B. 1268, an act to amend chapter 111, Public Laws of 1893, relative to cotton-weigher in Stanly County.

H. B. 1801, S. B. 1700, an act to regulate the working of the public road of Duke Township, in Harnett County.

H. B. 1174, S. B. 1402, an act to amend chapter 285 of the Public Laws of 1899, relative to running sawdust into certain streams in Watauga County.

H. B. 891, S. B. 1480, an act to incorporate the Pamlico and Neuse River Railway and Terminal Company.

H. B. 1613, S. B. 1579, an act to protect the sanitary condition of certain free-school rooms in Pitt County.

H. B. 1605, S. B. 1489, an act to amend section 1882 of the Revisal of 1905, relative to hunting squirrels in Hertford County.

H. B. 1598, S. B. 1699, an act to amend the primary law of Robeson County.

H. B. 1690, S. B. 1702, an act to amend section 6 of chapter 485 of Public Laws of 1899, relative to Waynesville Graded Schools.

H. B. 1145, S. B. 1471, an act to amend section 3769 of the Revisal of 1905, relative to wire fences.

H. B. 1630, S. B. 1487, an act to incorporate the R. E. Lee Fire Company of Beaufort, North Carolina.

H. B. 1198, S. B. 1405, an act to allow H. D. Dean, ex-Sheriff of Macon County, to collect back taxes.

H. B. 1105, S. B. 1413, an act to amend section 2785 of the Revisal of 1905, so as to increase the *per diem* of the County Commissioners of Granville County to three dollars per day.

H. B. 1732, S. B. 1488, an act to repeal chapter 364, Private Laws 1907.

H. B. 1171, S. B. 1398, an act to appoint an engine inspector for Ashe County.

THE CALENDAR

is resumed.

H. B. 1275, S. B. 1284, bill to authorize the Board of Commissioners of Cleveland County to issue bonds to improve the highways of Cleveland County and to create a highway commission therein, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1227, S. B. 1500, bill for the betterment of educational interests in the School Committee of District No. 1, Murphy, North Carolina, and for other purposes, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1687, S. B. 1504, bill to allow Tryon Graded-school District to vote on bond issue, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones,

Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1226, S. B. 1499, bill to incorporate Peachtree High School, Cherokee County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1544, S. B. 1424, bill to amend the charter of the town of Clyde, Haywood County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 536, S. B. 1493, bill to incorporate the town of Tunis, in Hertford County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1210, S. B. 1498, bill to incorporate the town of Fuquay Springs, in Wake County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1743, S. B. 1554, bill to incorporate Rich Square School District, in Northampton County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1549, S. B. 1558, bill empowering the town of Marshall to establish, construct and maintain a public park, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1593, S. B. 1502, bill to establish a graded school in the town of Littleton, North Carolina, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1681, S. B. 1559, bill authorizing the commissioners of Gaston County to levy tax to supplement the pension fund, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1191, S. B. 1531, bill concerning the working of the public roads of Lincoln County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1385, S. B. 1285, bill to authorize the County Commissioners or Road Supervisors of Pamlico County to construct a public road, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1554, S. B. 1399, bill to amend chapter 117, Private Laws 1907, relative to building a market-house, city hall, etc., in the town of Elizabeth City, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 649, S. B. 1307, bill to amend chapter 114, Public Laws of 1907, for the betterment of the public roads of Catawba County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1607, S. B. 1562, bill to amend the charter of the town of Murfreesboro, in Hertford County, North Carolina, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1142, S. B. 1497, bill to amend chapter 301 of the Public Laws of 1907, being an act to establish a special-tax school district in Caswell County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1542, S. B. 1501, bill for the better working of a section of the Dillon Road, in Alligator Township, Tyrrell County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton. Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1663, S. B. 1560, bill to amend the charter of Bridgeton, North Carolina, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1693, S. B. 1505, bill for the establishment of a graded school to be known as Salem Graded School, in Surry County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton. Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin. Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1733, S. B. 1556, bill supplementary to an act entitled An act to incorporate the town of Nebo, in McDowell County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love,

Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1662, S. B. 1561, bill to authorize the commissioners of Craven County to levy a special tax, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1547, S. B. 1423, bill to amend charter of Ore Hill, in Chatham County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1661, S. B. 1503, bill to authorize the commissioners of Wilkes County to build a bridge within two miles of Elkville, in Wilkes County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1730, S. B. 1555, bill to amend the charter of the town of Burgaw, Pender County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1620, S. B. 1548, bill to authorize the Board of Education of Durham County to provide funds for the erection of a school building, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1725, S. B. 1557, bill to amend chapter 71, Private Laws 1883, the same being an act to incorporate the town of Third Creek, in Rowan County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1748, S. B. 1553, bill to validate $5,000 of bonds issued by Surry County to erect a county home, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 676, S. B. 1494, bill to provide additional support to the graded schools of the city of New Bern, N. C., on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1615, S. B. 1547, bill to allow the citizens of the town of Brevard to vote bonds to establish and maintain an electric lighting system, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love,

Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1334, S. B. 1292, bill to authorize the commissioners of Cleveland County to submit to the qualified voters in No. 6 Township, in said county, the question of issuing $100,000 in bonds for the purpose of grading, macadamizing and improving the public roads of No. 6 Township, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 784, S. B. 1304, bill to amend and consolidate the charter of the town of Marion, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 684, S. B. 1422, bill to amend the charter and extend the corporate limits of the town of Madison, in Rockingham County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1531, S. B. 1633, bill to amend the charter of the city of Charlotte, and revise the same, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1765, S. B. 1718, bill to authorize the commissioners of Monroe Township, Union County, to issue bonds to improve the roads of said township, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

H. B. 1752, S. B. 1715, bill to improve the highways of Rowan County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

H. B. 1758, S. B. 1717, bill to authorize the commissioners of Nash County to issue bonds for Castalia Township, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

S. B. 1522, bill to authorize the townships of Randolph County to issue bonds for the permanent improvement of their public roads, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

S. B. 1650, bill to improve the highways in Halifax County, on third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

The bill is ordered enrolled.

H. B. 1501, S. B. 1420, bill to amend chapter 344, Private Laws 1907, being an act to amend the charter of the city of Concord, Cabarrus County, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

S. B. 1406, S. B. 1734, bill for a new charter for the city of Southport, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

H. B. 1343, S. B. 1295, bill to amend, revise and consolidate the charter of the town of Snow Hill, North Carolina, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

H. B. 420, S. B. 1714, bill to authorize the Board of Commissioners of Buncombe County to construct a bridge across French Broad River, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

H. B. 1756, S. B. 1716, bill to authorize the Trustees of the Goldsboro Graded Schools of Goldsboro Township to issue bonds, on second reading.

The amendment reported is adopted.

The bill, as amended, passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love,

Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

H. B. 1494, S. B. 1340, bill to authorize a merger of a railroad company with the Virginia-Southern Railroad Company, or with another railroad company of Virginia or Tennessee, and for other purposes, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

S. B. 1180, bill to amend section 2775 of the Revisal, relating to fees of coroners, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1541, S. B. 1597, bill to regulate the compensation of the officers of Rutherford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1561, S. B. 1599, bill to authorize the county boards of education of Moore and Lee counties to execute to the State Board of Education renewal notes for money borrowed for public-school purposes.

The bill passes second and third readings and is ordered enrolled.

H. B. 1362, S. B. 1588, bill to regulate fishing in Atlantic Township, Currituck County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1457, S. B. 1575, bill for the maintenance of a primary school in Knotts Island School District, in Currituck County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1546, S. B. 1664, bill to define the boundary line between Pasquotank and Camden counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1553, S. B. 1609, bill relating to macadam roads in Iredell County, on second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 1447, bill to validate certain probates of William L. Knight, a notary public in Northampton County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1507, bill to validate certain probates and acts of a justice of the peace of Northampton County, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1601, S. B. 1619, bill to increase the number of the commissioners of Nash County and to appoint R. C. Williams and J. A. Williams commissioners, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1269, S. B. 1620, bill to amend chapter 1005 of the Public Laws of 1907, relative to court stenographers for Nash and Wilson counties, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1281, S. B. 1610, bill to prohibit the sale of cigarettes within two miles of Guilford College, Guilford County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1600, S. B. 1630, bill to authorize the Elizabeth City and Albemarle Railroad Company to use the county bridge over Newbegun Creek, in Pasquotank County, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Long of Person, at 11 o'clock, the Senate goes into a Committee of the Whole for the purpose of considering the Revenue Bill.

At 1 o'clock the committee rises.

Senator Spence, for the Committee of the Whole, reports that the committee has adopted amendments to the Revenue Bill, and recommends that the same be adopted by the Senate.

Senator Bassett moves that the amendments be adopted by the Senate.

The motion is adopted, and S. B. 1518, H. B. 1228, the bill to raise revenue, passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Person, Love, Manning, Martin, McCall, Mills, Nimocks, Ormond, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis—36.

The bill is ordered sent to the House of Representatives for concurrence in amendments.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. R. 1951, S. R. 1740, joint resolution in the interest of certain clerks of the General Assembly.

Placed on the Calendar.

H. B. 1622, S. B. 1742, bill for the cleaning out of the head of Pungo River, digging canal for drainage of land around said river on either side, and building a public road for the benefit of the people living at the head of said river and on either side.

Placed on the Calendar.

H. B. 1669, S. B. 1743, bill to permit the people of the various townships of Craven County to vote on issuing bonds to build roads in said townships in Craven County.

Placed on the Calendar.

H. B. 1805, S. B. 1744, bill to amend chapter 432 of the Public Laws of 1907, entitled An act providing for the better construction and keeping in repair of the public roads of Wayne County.

Placed on the Calendar.

H. B. 1799, S. B. 1745, an act to incorporate the town of Winton, in Hertford County.

Placed on the Calendar.

H. B. 1814, S. B. 1746, bill to provide for an election in School District No. 4, for the white race, in Gates County.

Placed on the Calendar.

H. B. 1724, S. B. 1747, bill to establish a public-school district in the counties of Harnett and Wake.

Placed on the Calendar.

H. B. 1680, S. B. 1748, bill to incorporate the River Bend Picnic Association.

Placed on the Calendar.

H. B. 509, S. B. 1749, bill to regulate the election of justices of the peace of Harnett County.

Placed on the Calendar.

H. B. 334, S. B. 1389, bill to amend chapter 210 of the Public Laws of 1905, relating to the Highway Commission of Valleytown Township, Cherokee County.

Placed on the Calendar.

H. B. 1229, S. B. 1751, bill to amend chapter 258, Public Laws of 1907, being an act to provide for the assessment of property and the collection of taxes.

Placed on the Calendar.

H. B. 1759, S. B. 1750, bill to provide for the repair, construction and maintenance of Nashville Township, Nash County.

Placed on the Calendar.

H. B. 2004, S. B. 1752, an act to appoint a committee to investigate the debt of the Shellfish Commission.

Placed on the Calendar.

H. B. 1821, S. B. 1753, bill to amend the charter of the city of Charlotte.

Placed on the Calendar.

H. B. 1925, S. B. 1754, bill to incorporate the Horner Military School, Oxford, North Carolina.

Placed on the Calendar.

H. B. 884, S. B. 1755, bill to compromise, adjust and settle the indebtedness of the University of the State to the estate of the late Governor David L. Swain.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate that the House of Representatives fails to concur in the Senate amendment to H. B. 1228, bill to amend chapter 256, Public

Laws of 1907, in relation to raising revenue, and appoints a conference committee, composed of Messrs. Dowd, Doughton, Wallace, Rascoe and Grant, and asking the Senate to appoint a similar committee, that matters may be properly adjusted.

The President of the Senate appoints Senators Long of Person, Bassett and Manning, on the part of the Senate.

A message is received from the House of Representatives informing the Senate that the House of Representatives returns herewith H. B. 291, S. B. 1116, an act for the relief of sheriffs, ex-sheriffs and tax collectors, in compliance to its request.

A message is received from the House stating that the House of Representatives fails to concur in Senate amendments to H. B. 22, S. B. 703, bill to require the registration and identification of automobiles and to regulate the use of the public roads by such vehicles and persons passing, etc.

Senator ——— moves that a committee be appointed on the part of the Senate for conference.

The motion is adopted, and the President appoints Senators Blow, Barringer and Ormond.

By unanimous consent, Senator Hankins introduces the following resolution:

S. R. 1737, resolution to appoint a Public Grounds Commission.

Senator Pharr offers the following amendment:

*Resolved*, That the said committee shall take no steps or make any plans looking to the enlargement of the State Capitol building.

The amendment is adopted.

The resolution, as amended, passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Jones, S. B. 705, bill to change the southern boundary line of School District No. 3, Holly Springs Township, Wake County, is taken from the table and placed on the Calendar.

H. B. 1161, S. B. 1593, bill to provide separate schools for the Indian race in Scotland County, on third reading.

The amendment offered by Senators Peele and Dockery is adopted.

The bill, as amended, passes third reading and is ordered enrolled.

S. B. 1662, bill to amend section 1689 of the Revisal, relating to contracts for future delivery, on third reading.

The substitute offered by Senator Bassett is adopted.

The substitute passes second and third readings and is ordered sent to the House of Representatives.

H. B. 291, S. B. 1116, bill for the relief of sheriffs and tax collectors.

Senator Godwin asks permission to withdraw the amendment offered to the bill. Permission is granted.

The amendment is withdrawn and the bill passes third reading and is ordered enrolled.

S. B. 1234, H. B. 1717, bill for the better enforcement of the game law in Beaufort and Currituck counties.

On motion, the bill is made a special order for 8:30 to-night.

S. R. 1705, resolution for the relief of N. G. Phillips, a laborer.

Senator Fry is granted permission to amend the resolution to cover only actual expenses.

The resolution, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1580, S. B. 1159, bill to establish in the city of Greensboro a special court, to be known as the Municipal Court of the City of Greensboro, on second reading.

The substitute adopted by the House of Representatives is concurred in, and the bill is ordered enrolled.

S. B. 1225, bill to amend sections 4991 and 4992 of the Revisal of North Carolina, in regard to Confederate pensions, and to substitute the following as section 4991 for said two sections.

The Committee on Appropriations reports an amendment.

On the passage of the amendment, Senator Means calls for the ayes and noes.

The call is sustained.

The amendment is adopted, ayes 27, noes 12, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Burton, Dawes, Dockery, Doughton, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Jones, Latham, Lee, Long of Iredell, Manning, Martin, Ormond, Peele, Powell, Shaw, Spence, Travis —27.

Those voting in the negative are: Senators Britt, Long of Person, McCall, Means, Mills, Pharr, Reynolds, Scott, Starbuck, Turner, West, Wray—12.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1741, bill to provide for the holding of the Superior Courts of the Eighth Judicial District, on second reading.

The bill passes second and third readings and is ordered sent to the House of Representatives.

On motion of Senator Jones, H. B. 245, the bill known as the "optometry bill," is made a special order for 8 o'clock to-night.

On motion of Senator Powell, the following resolution is adopted:

*Resolved*, That no Senator shall speak on any subject longer than five minutes.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate that the House of Representatives fails to concur in Senate amendment to H. B. 1161, S. B. 1593, bill to provide separate schools for the Indian race in Scotland County, and appoints a committee of conference on the part of the House, Messrs. Lee, Everett and Gavin, and requests that the Senate appoint a committee to act with them.

The President appoints on the part of the Senate Senators Manning and Martin.

S. B. 1129, bill to amend chapter 100 of Revisal of 1905, relating to domestic insurance companies.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 41, bill to extend State aid to the movement for the erection of a monument to Henry L. Wyatt.

On motion of Senator Bassett, the bill is made a special order for 9 o'clock to-night.

S. B. 1437, bill to amend Article II of the Constitution of North Carolina, relating to the time of the meeting of the General Assembly of North Carolina.

Senator Spence calls the previous question.

The bill fails to pass second reading, ayes 23, noes 13 (a three-fifths vote being required), as follows:

Those voting in the affirmative are: Senators Burton, Dockery, Doughton, Elliott, Empie, Gay, Godwin, Hawes, Holden, Johnson, Lockhart, Martin, Matthews, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Shaw, Spence, Travis, West—23.

Those voting in the negative are: Senators Barham, Bassett, Blow, Britt, Fry, Kluttz, Latham, Lee, McCall, Mills, Scott, Turner, Wray—13.

SPECIAL ORDER.

H. B. 1717, S. B. 1234, bill for the better enforcement of the game law in Beaufort and Currituck counties.

Senator Empie calls the previous question.

Upon this, Senator Martin demands the ayes and noes, the question being on concurrence in House amendment.

Senator Bassett moves that the Senate do not concur.

The motion not to concur fails to pass, ayes 22, noes 26, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Britt, Clark, Doughton, Empie, Hankins, Jones, Kluttz, Lockhart, Long of Person, Manning, Means, Mills, Nimocks, Ormond, Peele, Pharr, Scott, Starbuck, Travis, Wray—22.

Those voting in the negative are: Senators Barham, Blow, Burton, Dawes, Dockery, Elliott, Fry, Gay, Godwin, Hawes, Holden, Johnson, Latham, Lee, Long of Iredell, Martin, Matthews, McCall, Powell, Ray, Reynolds, Shaw, Spence, Tilson, Turner, West—26.

Senator Bassett moves that the Senate do not concur in the amendment including Edgecombe County.

The motion is adopted.

Senator Lockhart moves that the Senate do not concur in the amendment including Anson County.

The motion is adopted.

Senator Travis moves that the Senate do not concur in the amendment including Halifax County.

The motion is adopted.

Senator Long of Person moves that Person County be not included in the amendment.

The motion is adopted.

Senator Means moves that the amendment be not concurred in, including Cabarrus County.

The motion is adopted.

Senator Spence moves that the Senate do not concur in the amendment including Orange, New Hanover, Scotland, Cumberland, Rowan, Alamance and Bladen counties.

The motion is adopted.

On motion of Senator Travis, the Senate adjourns until 4:30 P. M.

AFTERNOON SESSION.

Senate meets pursuant to recess.

On motion of Senator Jones, the bill known as the "child-labor bill" is made a special order for 8:30 to-night.

H. R. 1825, S. R. 1682, resolution to pay the expenses of Charles T. Williams, contestee for the seat in the House of Representatives in the contest with D. M. Stringfield.

The resolution passes second and third readings and is ordered enrolled.

H. B. 1878, S. B. 1736, bill to amend the charter of the town of North Wilkesboro, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. R. 411, S. R. 1280, resolution in favor of Bartlett Y. Hilliard.

The resolution passes second and third readings and is ordered enrolled.

H. R. 1564, S. R. 728, joint resolution in favor of Mrs. S. J. Hayes, mother of the late T. M. Hayes, a member of the House of Representatives from Wilkes County, on second reading.

The resolution passes second and third readings and is ordered enrolled.

H. B. 1642, S. B. 1164, bill for the relief of H. C. Kearney, Sheriff of Franklin County.

The Conference Committee recommends that the original bill, as it passed the Senate, do pass.

The report of the Conference Committee is adopted, and the bill is ordered enrolled.

H. B. 2004, S. B. 1752, bill to appoint a committee to investigate the debt of the Fish Commission.

The bill passes second and third readings and is ordered enrolled.

H. B. 1665, S. B. 1605, bill to provide for the condemnation of a site for a union depot in New Bern.

The bill passes second and third readings and is ordered enrolled.

Substitute for H. B. 104 and 12, S. B. 1142, bill to prescribe the mode of capital punishment in North Carolina.

The bill passes second and third readings and is ordered enrolled.

H. B. 1176, S. B. 1040, bill to protect game in Wake County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1291, S. B. 1611, bill to amend section 1882 of the Revisal of 1905, in reference to the close season in Granville County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1354, S. B. 1584, bill for the protection of deer in Dare County.

The bill passes second and third readings and is ordered enrolled.

H. B. 462, S. B. 827, bill for the protection of foxes in Alamance County.

The bill passes second and third readings and is ordered enrolled.

S. B. 848, bill relating to hunting foxes in Wayne County.

The bill passes second and third readings and is ordered enrolled.

H. B. 683, S. B. 1030, bill relative to hunting in Wake County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1524, bill supplemental to an act to establish a stock law in Moore County.

The bill fails to pass second reading.

H. B. 1618, S. B. 1624, bill for the protection of birds in Stanly County.

The bill passes second and third readings and is ordered enrolled.

H. B. 860, S. B. 1122, bill to regulate hunting in the county of Harnett and to provide for the protection of game.

The bill passes second and third readings and is ordered enrolled.

H. B. 217, S. B. 411, bill to regulate the hunting of quail, partridges, wild turkeys, and other game birds in Alamance County.

The bill passes second and third readings and is ordered enrolled.

H. B. 797, S. B. 1028, bill to amend the Public Laws of 1907, chapter 111, relating to hunting and killing quail in Lenoir County.

The bill passes second and third readings and is ordered enrolled.

H. B. 613, S. B. 1001, bill to protect game in Pamlico County.

The bill passes second and third readings and is ordered enrolled.

H. B. 37, S. B. 368, bill to protect quail in Sampson County.

The bill passes second and third readings and is ordered enrolled.

H. B. 515, S. B. 815, bill relating to protection of deer in Scotland and Richmond counties.

The bill passes second and third readings and is ordered enrolled.

H. B. 1280, S. B. 1613, bill to prohibit the netting and trapping of quail in Chatham County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1370, S. B. 1551, bill to protect muskrats in Currituck County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1221, S. B. 679, bill to protect game in Bertie County.

The bill passes second and third readings and is ordered enrolled.

H. B. 509, S. B. 1749, bill to regulate elections of justices of the peace in Harnett County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1350, S. B. 1583, bill to encourage stock raising in Madison County.

The bill passes second and third readings and is ordered enrolled.

S. B. 1519, bill to protect State property from destruction by fire.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1680, S. B. 1748, bill to incorporate the River Bend Picnic Association.

The bill passes second and third readings and is ordered enrolled.

H. B. 1192, S. B. 1530, bill to increase the number of commissioners in Greene County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1527, S. B. 1577, bill concerning the drawing of jurors in Columbus County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1530, S. B. 1687, bill to amend section 2429, chapter 58, Revisal of 1905, relating to fishing in Beaufort County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1446, S. B. 1576, bill to repeal chapter 754, Laws of 1907, relating to tax collectors in Columbus County.

The bill passes second and third readings and is ordered enrolled.

H. B. 325, S. B. 1117, bill to protect birds in Yadkin County.

The bill passes second and third readings and is ordered enrolled.

H. B. 773, S. B. 1042, bill to protect game in Yadkin County.

The bill passes second and third readings and is ordered enrolled.

H. B. 884, S. B. 1755, bill to compromise, adjust and settle the indebtedness of the University to the estate of the late Governor David L. Swain.

Senator Elliott offers the following amendment:

*Provided*, this amount is paid out of the appropriations of 1909 and 1910, and not out of the State Treasury.

The bill, as amended, passes second reading.

Senator Godwin moves to reconsider the vote by which S. B. 1524, bill supplemental to an act to establish stock law in Moore County, failed to pass second reading.

The motion is adopted.

Senator Nimocks calls the previous question.

The call is sustained.

Senator Hankins demands a roll call.

The call is sustained.

The bill fails to pass second reading, ayes 17, noes 18, as follows:

Those voting in the affirmative are: Senators Bassett, Blow, Burton, Clark, Dawes, Fry, Godwin, Holden, Long of Iredell, Matthews, Nimocks, Ormond, Shaw, Tilson, Travis, Turner, West—17.

Those voting in the negative are: Senators Barringer, Dockery, Doughton, Empie, Gay, Hankins, Hawes, Johnson, Latham, Lee, Mills, Peele, Pharr, Powell, Ray, Spence, Starbuck, Wray—18.

At 6 o'clock, Senator Travis moves that the Senate go into executive session, to consider nominations made by the Governor.

The motion is adopted.

At 6:15 the doors are opened, and Senator Travis reports that the following nominations by the Governor were confirmed by the Senate in executive session:

BOARD OF DIRECTORS OF THE STATE'S PRISON.

*For the Term Beginning March* 15, 1909.—G. A. Norwood, Jr., Wayne County, chairman; George E. Hunter, Wake County; R. L. Doughton, Alleghany County; George A. Holderness, Edgecombe County; J. M. Davis, Mecklenburg County.

DIRECTORS FOR DEAF, DUMB AND BLIND INSTITUTE AT RALEIGH.

*For the Term Beginning March* 9, 1909.—G. E. Lineberry, Pitt County; J. G. Boylin, Anson County; J. T. Nichols, Bertie County; J. C. Finley, Wilkes County.

MEMBERS OF THE STATE BOARD OF AGRICULTURE.

*For the Term Beginning March* 10, 1909.—Second District, K. W. Barnes, Wilson County; Fifth District, R. W. Scott, Alamance County; Eighth District, William Bledsoe, Ashe County.

MEMBERS OF THE BOARD OF INTERNAL IMPROVEMENTS.

*For the Term Beginning March* 12, 1909.—B. C. Beckwith, Wake County; R. F. Beasley, Union County.

DIRECTORS AT STATE HOSPITAL AT RALEIGH.

*For the Term Beginning March* 9, 1909.—S. C. Middleton, Duplin County; R. S. McCoin, Vance County; G. V. Richardson, Craven County.

DIRECTORS OF STATE HOSPITAL AT MORGANTON.

*For the Term Beginning March* 9, 1909.—J. P. Caldwell, Mecklenburg County; J. G. Hall, Caldwell County; J. W. Noell, Davidson County.

DIRECTORS OF STATE HOSPITAL AT GOLDSBORO.

*For the Term Beginning March* 9, 1909.—H. B. Marriott, Nash County; J. T. Hoggard, Pender County; B. W. Edwards, Greene County.

MEMBERS OF THE STATE GEOLOGICAL BOARD.

*For the Term Ending March* 1, 1913.—R. D. Caldwell, Robeson County; C. S. Vann, Chowan County.

DIRECTORS OF STATE NORMAL AND INDUSTRIAL COLLEGE, GREENSBORO.

*For the Term Beginning March* 1, 1910, *and Ending March* 1, 1916.—First District, F. W. McMullan, Perquimans County; Fifth District, S. M. Gattis, Orange County; Seventh District, T. B. Bailey, Davie County.

*For Term Ending March* 1, 1914.—Eighth District, J. L. Nelson, Caldwell County; Third District, Johnathan Hooks, Wayne County.

*For Term Ending March* 1, 1912.—Tenth District, J. D. Murphy, Buncombe County.

Upon motion of Senator Elliott, the Senate takes a recess until 8 o'clock to-night.

EVENING SESSION.

At 8:30, the Senate reconvenes.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1668, S. B. 1666, bill to amend chapter 375, Private Laws of 1901, so as to extend the corporate limits of the town of Dover, in Craven County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1220, S. B. 1465, bill to authorize the Board of County Commissioners of Craven County to build roads in Nos. 1 and 3 townships.

The bill passes second and third readings and is ordered enrolled.

H. B. 1377, S. B. 1587, bill to amend the public road law of Jones County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1757, S. B. 1657, bill to prohibit the dumping of sawdust in the streams of Johnston County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1664, S. B. 1628, bill to allow the Board of Aldermen of the city of New Bern to accept and pay for pavement and curbing on the sidewalks heretofore made by owners of abutting property.

The bill passes second and third readings and is ordered enrolled.

S. B. 1521, bill for the relief of the Sheriff of Washington County.

Bill is reported favorably by committee.

H. B. 660, S. B. 1719, bill to establish a reformatory and manual training school for the detention and reformation of the negro youth of the State.

The bill passes second reading.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate H. B. 188, S. B. 931, bill to regulate and restrict child labor in manufacturing establishments.

Senator Elliott offers the following amendment:

Amend by striking out sections 9 and 10.

The amendment is adopted, ayes 24, noes 19, as follows:

Those voting in the affirmative are: Senators Barringer, Blow, Burton, Dockery, Doughton, Elliott, Gay, Hankins, Hawes, Holden, Latham, Lee, Lockhart, Long of Iredell, Martin, McCall, Means, Mills, Ormond, Peele, Ray, Reynolds, Scott, Sherrill—24.

Those voting in the negative are: Senators Bassett, Britt, Clark, Dawes, Godwin, Jones, Kluttz, Long of Person, Manning, Matthews, Nimocks, Pharr, Powell, Starbuck, Travis, Turner, Wray—19.

Amendment by Senator Elliott:

Amend by adding at end of section 13, "except for the purpose of making up lost time."

The amendment is withdrawn.

By Senator Manning:

Amend section 13 by striking out "that no boy under the age of fourteen and no girl under the age of fifteen years, respectively, shall work in any factory between the hours of 7 P. M. and 5 A. M," and insert the following: "That no boy under the age of fourteen years of age and no woman or girl shall work in any factory between the hours of 7 P. M. and 5 A. M."

The amendment offered by Senator Manning is adopted, ayes 19, noes 16, as follows:

Those voting in the affirmative are: Senators Barringer, Blow, Britt, Doughton, Elliott, Gay, Hankins, Jones, Kluttz, Lockhart, Long of Person, Manning, McCall, Means, Nimocks, Pharr, Scott, Starbuck, Wray—19.

Those voting in the negative are: Senators Bassett, Dockery, Hawes, Johnson, Latham, Lee, Long of Iredell, Martin, Mills, Peele, Powell, Ray, Reynolds, Spence, Travis, Turner—16.

Senator Ray offers the following amendment:

Amend by striking out all of section 11.

The amendment is adopted.

Senator Starbuck offers the following amendment:

Amend by inserting in section 6, line 5, immediately after the word "year," the following words: "or shall wilfully make a false report."

The amendment is adopted.

On the passage of the bill on its third reading, Senator Nimocks calls for the ayes and noes.

The call is sustained.

The bill fails to pass third reading, ayes 16, noes 23, as follows:

Those voting in the affirmative are: Senators Bassett, Blow, Britt, Burton, Gay, Hankins, Jones, Kluttz, Lockhart, Long of Person, Manning, Nimocks, Ormond, Pharr, Starbuck, Wray—16.

Those voting in the negative are: Senators Barringer, Dawes, Dockery, Elliott, Godwin, Hawes, Holden, Johnson, Latham, Lee, Long of Iredell, McCall, Means, Mills, Peele, Powell, Ray, Reynolds, Scott, Spence, Tilson, Travis, Turner—23.

The Conference Committee on H. B. 1161, S. B. 1593, bill to be entitled an act to provide schools for the Indian race in Scotland County, report that it has been agreed that the Senate amendment be adopted and that the bill, as amended, shall be ratified.

The report of the Conference Committee is adopted and the bill is ordered sent to the House for concurrence in conference report.

S. B. 41, bill to extend State aid to the movement for the erection of a monument to Henry L. Wyatt.

Senator Bassett offers the following amendment:

Amend by changing the period at the end of section 1 to a colon, and by adding: "*Provided*, that the amount of such appropriation shall not be paid out of the State Treasury earlier than January 1, 1911."

The amendment is adopted.

On the passage of the bill on its second reading, Senator Dawes calls for the ayes and noes.

The call is sustained.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Senators Barringer, Bassett, Britt, Burton, Clark, Dawes, Elliott, Empie, Fry, Gay, Godwin, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, McCall, Means, Nimocks, Ormond, Pharr, Ray, Reynolds, Scott, Shaw, Starbuck, Travis, Turner, West, Wray—37.

The bill passes third reading and is ordered sent to the House of Representatives.

H. B. 245, S. B. 1713, bill to regulate the practice of optometry.

The bill passes second and third readings and is ordered enrolled.

H. B. 663, S. B. 24, bill to establish the county line between the counties of Swain and Macon.

Senator Bassett moves that the bill, with the conference report, do lie on the table.

On this motion, Senator Fry calls for the ayes and noes.

The call is sustained.

The motion is adopted, ayes 27, noes 12, as follows:

Those voting in the affirmative are: Senators Bassett, Britt, Burton, Clark, Dawes, Dockery, Elliott, Gay, Godwin, Holden, Johnson, Jones, Latham, Lee, Long of Person, Matthews, McCall, Means, Mills, Pharr, Reynolds, Spence, Starbuck, Tilson, Turner, West, Wray—27.

Those voting in the negative are: Senators Barringer, Blow, Empie, Fry, Hankins, Lockhart, Long of Iredell, Ormond, Peele, Scott, Shaw, Travis—12.

Senator Jones moves that H. B. 336, S. B. 1725, bill for relief of inmates of Soldiers' Home at Raleigh, be taken from the unfavorable Calendar and placed on the favorable Calendar.

The motion is adopted.

On motion, this bill is placed on its immediate readings.

The bill passes second reading.

Senator Travis objects to further consideration of the bill.

Senator Lockhart moves that the rules be suspended and that the bill be placed on its third reading.

The motion to suspend the rules is adopted, ayes 35, noes 6, as follows:

Those voting in the affirmative are: Senators Barringer, Britt, Clark, Dawes, Dockery, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Person, Manning, Matthews, McCall, Means, Mills, Nimocks, Peele, Pharr, Ray, Reynolds, Scott, Shaw, Spence, Starbuck, Turner, Wray—34.

Those voting in the negative are: Senators Bassett, Blow, Fry, Long of Iredell, Ormond, Travis—6.

The bill passes third reading and is ordered enrolled.

H. B. 1424, S. B. 1301, bill to extend the corporate limits of the town of Lincolnton, on second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Fry, Gay, Godwin, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Long of Iredell, Long of Person, Love, Manning, Martin, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Scott, Shaw, Spence, Starbuck, Travis, Wray—41.

Senator Long, at 9 o'clock, moves that the Senate go into Committee of the Whole to consider H. B. 1229, S. B. 1751, the bill known as the Machinery Act.

At 10 o'clock the committee rises.

Senator Spence reports that the Committee of the Whole have agreed upon certain amendments, and recommends that the amendments be adopted by the Senate.

The amendments are adopted, and thereupon H. B. 1229, S. B. 1751, bill to amend chapter 258, Public Laws 1907, being an act to provide for the assessment of property and the collection of taxes, with the several amendments adopted by the Senate in Committee of the Whole, is placed upon its readings.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence.

REPORT OF CONFERENCE COMMITTEE.

Senator Long of Person, for the committee, present the following report:

The Conference Committee on the part of the Senate and the House of Representatives to take into consideration the disagreement between the two houses in respect to H. B. 1228, S. B. 1518, entitled an act to amend chapter 256 of the Public Laws of 1907, in relation to raising revenue, beg leave to report as follows:

We recommend the differences between the two houses be settled in the following manner:

Sec. 2. The House recedes from its amendment.

Sec. 3. The House recedes from its amendment.

Sec. 28. The Senate recedes from its amendment and accepts the House bill.

Sec. 34. The House recedes from the amendment, striking out proviso. The Senate accepts the other House amendment.

Sec. 45. The House recedes as to local taxation and accepts Senate amendment as to State taxes.

Sec. 54. The Senate recedes and accepts House bill.

Sec. 64. The Senate recedes as to its amendment striking out section 64.

Sec. 65. The House and Senate both recedes and adopt Senate substitute as amended by Conference Committee.

Sec. 66. The Senate recedes.

Sec. 67. (Stricken out.)

Sec. 71. The House recedes.

Sec. 80. The Senate and House recede and agree upon the hereunto attached substitute.

Sec. 81. The Senate and House recede and agree upon the following: Strike all after the word "*Provided*," in line 25, and insert in lieu thereof the following: "That no county shall levy any additional tax under this section, but towns may levy the following taxes: Those having a population of 1,000 and not exceeding 5,000, $10; from 5,000 to 10,000, $15; from 10,000 to 20,000, $25; over 20,000, $50.

Sec. 82. the Senate and House recede.

Respectfully submitted,

J. A. Long,
J. S. Manning,
L. D. Bassett,
*Senate Conference Committee.*

W. C. Dowd,
A. S. Rascoe,
Chas. S. Wallace,
R. A. Doughton,
*House Conference Committee.*

Proposed amendment to section 80, reported by Conference Committee, is as follows:

Sec. 80. That each express company doing business in this State shall pay to said State an annual tax of 2½ per cent. upon its gross revenues derived from business done wholly within this State—that is to say, upon business originating and terminating within said State, and that each express company shall make to the Treasurer of said State a quarterly report, under oath, showing the amount of said business done by said express company in this State for the quarter

next preceding such report: *Provided*, no county shall levy any tax under this section.

In addition to said amount to be paid to the State as aforesaid, there may be levied and collected by the several incorporated municipalities of the State of North Carolina from each express company for the privilege of doing business within the corporate limits of said incorporated municipalities a privilege or license tax to be computed and based on the population of said municipality as follows, to-wit:

Incorporated municipalities having a population of 500 people or less, $2.50 per annum.

Municipalities having a population of over 500 and not exceeding 1,000, $5 per annum.

Municipalities having a population of 1,000 and not exceeding 5,000, $10 per annum.

Municipalities having a population of 5,000 and not exceeding 10,000, $15 per annum.

Municipalities having a population of 10,000 and not exceeding 20,000, $25 per annum.

Municipalities having a population exceeding 20,000, $50 per annum.

The report is adopted.

CONFERENCE REPORT.

Senator Blow, for the committee, presents the following report:

*To the Senate and House of Representatives:*

Your Conference Committee, appointed on S. B. 703, as a substitute for H. B. 278 and H. B. 22, do respectfully report that we have duly considered the same and recommend that the substitute bill 703, together with the amendment attached thereto, do pass.

ALEX. L. BLOW,
Y. T. ORMOND,
JOHN A. BARRINGER,
*On the part of the Senate.*
J. C. BOWIE,
MARK MAJATTE,
*On the part of the House.*

The report is adopted.

H. B. 1657, S. B. 1394, bill relating to the management and control of automobiles and other motor vehicles in the county of New Hanover.

An amendment offered by Senator Blow is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 46, bill to create a highway commission, detailing the powers of the commission and the duties of the highway engineer.

The bill passes second reading and is made a special order for to-morrow at 12 o'clock.

S. B. 1223, bill to amend the Constitution of North Carolina.

On motion of Senator Ormond, the bill is made a special order for to-morrow at 11 o'clock.

S. R. 1541, joint resolution regulating payment of costs for preliminary drainage surveys and to protect the drainage of wet, swamp and overflowed lands.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1821, S. B. 1753, bill to amend the charter of the city of Charlotte.

The bill passes second and third readings and is ordered enrolled.

S. B. 1523, bill to authorize the payment of certain claims out of the school fund of Randolph County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1514, S. B. 1721, bill to regulate the game law of Wake County.

The bill passes second and third readings and is ordered enrolled.

H. B. 125, S. B. 1754, bill to incorporate the Horner Military School at Oxford, North Carolina.

The bill passes second and third readings and is ordered enrolled.

S. B. 1333, bill to amend an act passed at the present session of the General Assembly, entitled an act to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1376, bill to make the 12th day of April in each year a legal holiday, in commemoration of the Halifax Resolutions.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1181, bill to amend section 10, chapter 276, Public Laws of 1907, in reference to the collection of certain taxes in Northampton and Halifax counties, on second reading.

The amendment reported by the committee is adopted.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1449, S. B. 1677, bill to provide for nominating municipal officers of the town of Mooresville, North Carolina, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1439, S. B. 1563, bill to establish the office of Treasurer of Bertie County, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1489, S. B. 1571, bill to amend chapter 231, Public Laws of 1897, relative to working public roads of Union County, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Elliott, the Senate adjourns until 9:30 to-morrow morning.

## FIFTY-SECOND DAY.

SENATE CHAMBER, March 6, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### THE CALENDAR.

Bills and resolutions on the Calendar are disposed of as follows:

H. B. 1811, S. B. 1695, bill to prohibit the throwing of sawdust in the creeks and rivers of Stanly County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1724, S. B. 1747, bill to establish a public-school district in the counties of Harnett and Wake.

The bill passes second and third readings and is ordered enrolled.

H. B. 1617, S. B. 1484, bill to amend an act ratified February 23, 1909, entitled an act to prevent the sale of certain commodities at the annual meeting of the Lower County Line Primitive Baptist Association.

The bill passes second and third readings and is ordered enrolled.

H. B. 1736, S. B. 1711, bill to prevent dumping sawdust into North Fork, in McDowell County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1073, S. B. 1711, bill to prohibit the sale of certain narcotic drngs to habitues, and repeal a clause of chapter 77, Laws of 1907, for concurrence in House amendment.

The Senate concurs in House amendment and the bill is ordered enrolled.

H. B. 1330, S. B. 1703, bill to protect fish in Potescasi Creek, in Hertford and Northampton counties.

The bill passes second and third readings and is ordered enrolled.

H. B. 1303, S. B. 1626, bill to create stock-law territory in portions of O'Neals and other townships in Johnston County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1231, S. B. 496, bill to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene, for concurrence in House amendment.

Senator Manning moves that the Senate do not concur in the House amendment and that the House be notified and requested to appoint a conference committee.

The motion prevails.

The President appoints as conference committee, on the part of the Senate, Senators Manning and Pharr.

H. B. 1434, S. B. 1595, bill for the relief of James Eldridge, a public-school teacher of Sampson County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1427, S. B. 1618, bill to prevent the running of Sunday excursion trains in Bertie and Northampton counties.

The bill passes second and third readings and is ordered enrolled.

H. B. 1566, S. B. 1415, bill to allow J. Bis Ray to use the index of the Revisal of 1905 in digest of the Supreme Court Reports now being prepared by him.

The bill passes second and third readings and is ordered enrolled.

H. B. 1403, S. B. 1631, bill to amend chapter 286, Public Laws 1899, relating to the working of the public roads in Watauga County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1590, S. B. 1771, bill to pay the Clerk of the Superior Court of Union County and make the deputy clerk of the Superior Court clerk of the Recorder's Court and also clerk of the chaingang board.

H. B. 1183, S. B. 1582, bill relating to the packing and sale of fish.

The bill passes second and third readings and is ordered enrolled.

H. B. 176, S. B. 301, bill to amend section 1, chapter 732, Public Laws of 1907, in regard to the Supreme Court Marshal.

The bill passes second and third readings and is ordered enrolled.

H. B. 278, S. B. 413, bill to amend section 2, chapter 732, Public Laws of 1907, relating to the salary of the Assistant Librarian of the Supreme Court.

The bill passes second and third readings and is ordered enrolled.

H. B. 1873, S. B. 1776, bill to prevent throwing glass and other obstructions on the public roads of Union County.

The bill passes second and third readings and is ordered enrolled.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Long of Person, S. B. 1786, bill to extend the collection of taxes under section 58 of Revenue Act because of higher taxes of Oil Inspection Act.

Placed on the Calendar.

By Senator Latham, S. B. 1787, bill to prevent the shipment of deer out of the State of North Carolina for two years.

Placed on the Calendar.

By Senator Travis, S. B. 1788, bill to provide necessary clerical help to the Insurance Department.

Placed on the Calendar.

By Senator Elliott, S. B. 1791, bill for the better enforcement of the game laws in Catawba County.

Placed on the Calendar.

By Senator Bassett, S. R. 1800, resolution relating to the election of directors of sanitariums for treatment of tuberculosis.

Placed on the Calendar.

By Senator Lee, S. B. 1801, bill to create a new township in Wilkes County, to be known as Highland Township.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1686, S. B. 1759, bill to better protect game birds in Burke County.

Placed on the Calendar.

H. B. 1766, S. B. 1762, bill to enforce the game law in Cleveland County.

Placed on the Calendar.

H. B. 1465, S. B. 1758, bill to provide for the erection of a dormitory at the Colored Orphan Asylum at Oxford, N. C.

Placed on the Calendar.

H. B. 370, S. B. 1756, bill to amend chapter 689, Public Laws of 1907, relative to game.

Placed on the Calendar.

H. B. 1720, S. B. 1760, bill for the relief of the gardener of the Capitol Square.

Placed on the Calendar.

H. B. 1922, S. B. 1764, bill relating to court stenographer in Lenoir County.

Placed on the Calendar.

H. B. 1723, S. B. 1761, bill to incorporate the town of Otto, in Macon County.

Placed on the Calendar.

H. B. 1873, S. B. 1776, bill to prevent throwing glass and other obstructions in the public roads of Union County.

Placed on the Calendar.

H. B. 1327, S. B. 841, bill to amend chapter 77, Revisal of 1905, relative to weights and measures.

Placed on the Calendar.

H. B. 1868, S. B. 1784, bill to amend chapter 926 of the Public Laws of 1907, relative to primary elections in Hertford County.

Placed on the Calendar.

H. B. 1877, S. B. 1783, bill to allow the commissioners of Wilkes County adequate compensation for services.

Placed on the Calendar.

H. B. 1820, S. B. 1779 (substitute), bill to extend the time for the commencement of work on the Southport, Northern and Western Railroad, two years from and after the 16th day of March, 1909.

Placed on the Calendar.

H. B. 1609, S. B. 1778 (substitute), bill to make the provisions of chapter 699 of the Public Laws of 1907 apply to Harnett County.

Placed on the Calendar.

H. B. 1862, S. B. 1782, bill to require the commissioners of Pitt County to invest not to exceed $1,500 in the purchase of necessary machinery and equipment for working the public roads.

Placed on the Calendar.

H. B. 1867, S. B. 1781, bill to amend chapter 322, Public Laws of 1907, changing the boundary line of Ahoskie Township, in Hertford County.

Placed on the Calendar.

H. B. 1929, S. B. 1780, bill to amend the chapter of the Public Laws of 1909 relative to working and repairing the public roads of Montgomery County.

Placed on the Calendar.

H. B. 1816, S. B. 1777, bill to authorize the County Board of Education of Wilkes County to pay J. J. Hendren, a public-school teacher, an unpaid balance of salary.

Placed on the Calendar.

H. R. 1887, S. R. 1773, joint resolution House and Senate.

Placed on the Calendar.

H. B. 1339, S. B. 1774, bill to make and create a school district to be known as White School District, in Pamlico County.

Placed on the Calendar.

H. B. 711, S. B. 1073, bill to forbid the sale of certain narcotic drugs to habitues, and to repeal clause of chapter 77, Acts of 1907.

Placed on the Calendar.

H. B. 1520, S. B. 1775, bill for the relief of the janitor of the Capitol.

Placed on the Calendar.

H. B. 1358, S. B. 1770, bill to amend sections 4991 and 4992 of the Revisal of 1905 so as to increase the pension of those soldiers who lost both eyes or both arms or both feet or an arm and foot in the Confederate service.

Placed on the Calendar.

H. B. 1590, S. B. 1771, bill to pay the Clerk of the Superior Court of Union County a salary, and to make his deputy *ex officio* clerk of the recorder's court and also *ex officio* clerk of the chaingang board.

Placed on the Calendar.

H. B. 1610, S. B. 1772, bill to prevent non-residents who own no land in Graham County from ranging or grazing stock of any kind in said county.

Placed on the Calendar.

H. B. 1231, S. B. 496, bill to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene.

Placed on the Calendar.

H. B. 1876, S. B. 1767, bill to amend chapter 675 of the Public Laws of 1907, relative to the road law of Iredell County.

Placed on the Calendar.

H. B. 1872, S. B. 1768, bill to authorize the commissioners of Pender County to be paid $3.00 per day for their services.

Placed on the Calendar.

H. B. 1389, S. B. 1769, bill to prevent the indiscriminate manufacture and sale of duplicate switch-lock keys.

Placed on the Calendar.

H. B. 1871, S. B. 1763, bill relating to the construction of the public roads of Tyrrell County.

Placed on the Calendar.

H. B. 1884, S. B. 1757, bill to make appropriations for State institutions.

Placed on the Calendar.

H. R. 2009, S. R. 1766, joint resolution for the relief of Capt. W. S. Linebury.

Placed on the Calendar.

H. B. 1926, S. B. 1765, bill to preserve the integrity of the ballot and prevent election frauds in New Hanover County.

Placed on the Calendar.

H. B. 897, S. B. 420, bill to repeal section 3073 of the Revisal of 1905, and provide a new section therefor.

Placed on the Calendar.

THE CALENDAR.

H. B. 897, S. B. 422, bill to repeal section 3073 of the Revisal of 1905 and to provide a new section therefor, for concurrence in House amendment.

The Senate concurs in House amendment and the bill is ordered enrolled.

H. B. 1358, S. B. 1770, bill to amend sections 4941 and 4992 of the Revisal of 1905, so as to increase the pensions of those soldiers who lost both eyes, or both arms or both feet or an arm and a foot in the Confederate service.

Senator Ormond moves that the bill lie on the table.

Senator Means demands the ayes and noes. The call is not sustained.

The motion prevails and the bill is tabled.

H. B. 1749, S. B. 1785, bill to provide for and regulate holding a primary election in the county of Warren.

The bill passes second and third readings and is ordered enrolled.

Substitute for H. B. 1609, S. B. 1778, bill to make the provisions of chapter 699, Public Laws of 1907, apply to Harnett County.

The substitute passes second and third readings and is ordered enrolled.

H. B. 1636, S. B. 1759, bill to better protect game birds in Bertie County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1805, S. B. 1744, bill to amend chapter 427, Public Laws of 1907, entitled An act providing for the better construction and keeping in repair the public roads of Wayne County.

The substitute reported by committee is adopted.

The bill, as amended, passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton,

Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

H. B. 1766, S. B. 1762, bill to enforce the game laws in Cleveland County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1872, S. B. 1768, bill to authorize the commissioners of Pender County to be paid $3.00 a day for their services.

The bill passes second and third readings and is ordered enrolled.

S. B. 1154, bill to change section 3746 of the Revisal of 1905, relating to trespass in order to confer better protection on the lands of the State Board of Education.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1373, bill to amend sections 4314 and 4353 of the Revisal of 1905, relating to election returns.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1610, S. B. 1772, bill to prevent non-residents who own no land in Graham County from ranging or grazing stock of any kind in said county.

The bill passes second and third readings and is ordered enrolled.

H. B. 1339, S. B. 1774, bill to make and create a school dictrict, to be known as Bayboro White School District, in Pamlico County.

The bill passes second and third readings and is ordered enrolled.

H. B. 950, S. B. 1470, bill to prevent the use of drag-nets in certain streams in Pamlico County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1929, S. B. 1780, bill to amend chapter of the Public Laws of 1909, relating to working and repairing public roads of Montgomery County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1867, S. B. 1781, bill to amend chapter 322, Public Laws of 1907, changing the boundary line of Ahoskie Township, in Hertford County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1357, S. B. 1253, bill to amend chapter 369, Private Laws of 1903, changing the boundary lines of Statesville.

The bill passes second and third readings and is ordered enrolled.

H. B. 1487, S. B. 1572, bill to amend chapter 860, Public Laws of 1907, to increase the jurisdiction of the recorder's court, and for other purposes, applicable to the town of Monroe.

The bill passes second and third readings and is ordered enrolled.

H. B. 1286, S. B. 1733, bill to incorporate the Alamance Battleground Company.

The bill passes second and third readings and is ordered enrolled.

H. B. 632, S. B. 1533, bill to provide for the registration of deaths

in municipalities of 1,000 population and over in the State of North Carolina.

The bill passes second and third readings and is ordered enrolled.

S. B. 111, bill to amend section 1, chapter 674, Public Laws of 1907, relative to persons entitled to pensions.

On motion of Senator Pharr, the bill is withdrawn from the unfavorable Calendar and placed on its second reading.

The bill fails to pass second reading.

H. B. 1170, S. B. 991, bill to provide for a system of permanent road building in Granville County and to authorize the Board of County Commissioners to issue bonds, and for other purposes.

The bill passes third reading, ayes 38, noes 1, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Means, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—38.

Voting in the negative: Senator Powell.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate S. B. 1128, bill to amend Article VIII of the Constitution of North Carolina.

The bill fails to pass second reading, ayes 27, noes 8, as follows:

Those voting in the affirmative are: Senators Britt, Burton, Dockery, Elliott, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Manning, Martin, Matthews, McCall, Mills, Nimocks, Ormond, Peele, Pharr, Ray, Starbuck, Tilson, Travis, West, Wray—27.

Those voting in the negative are: Senators Barham, Barringer, Bassett, Godwin, Long of Person, Scott, Shaw, Turner—8.

H. B. 1884, S. B. 1757, bill to make appropriations for State institutions.

Senator Barringer offers the following amendment:

Amend section 10, lines 4 and 5, by striking out $3,250 and inserting $4,250.

The amendment is adopted.

Senator Shaw offers the following amendment, by adding a new section:

That there is hereby appropriated from the State Treasury the sum of $2,000 for the purpose of aiding in the construction of a dormitory for the Croatan Normal School, in Robeson County, said sum to be expended and drawn from the treasury in the same manner as the appropriation for the maintenance of said school.

The amendment is adopted.

Senator Pharr offers the following amendment:

Sec. 19a. That the sum of $100 per annum be and is hereby appropriated for the purpose of caring for and maintaining the North Carolina room in the Confederate Museum at Richmond, Virginia; this sum is to be paid by the Treasurer on the order of the President of North Carolina Division of the United Daughters of the Confederacy and to the person designated in such order and for the purpose above named.

The amendment is adopted.

Senator.....offers the following amendment:

Amend section 6, line 1, by striking out $18,000 and inserting $20,000 (applying to the Soldiers' Home at Raleigh.)

The amendment is adopted.

Senator Elliott offers the following amendment:

Amend by adding: "The sum of $100 is appropriated to the Institution for the Blind for library incidental expenses."

The amendment is adopted.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. R. 1951, S. R. 1740, joint resolution in the interest of certain clerks of the General Assembly, on second reading.

On motion of Senator Manning, the bill is referred to the Calendar Committee.

H. B. 1234, S. B. 1717, bill for the better enforcement of the game laws in certain counties.

Senator Spence presents the report of the Conference Committee.

On motion, the report is adopted and the bill, with the report, is ordered sent to the House for concurrence.

H. B. 1967, S. B. 1732, bill to appoint members of the county boards of education, for concurrence in the House amendment.

On motion of Senator Blow, the Senate concurs in the amendment and the bill is ordered enrolled.

S. B. 1787, bill to prevent the shipment of deer out of North Carolina for two years.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 854, S. B. 1057, bill to regulate the approval, security and safe-keeping of security deposited under section 4780 of the Revisal of 1905.

The substitute offered by the committee is adopted.

The substitute passes second and third readings and is ordered sent to the House for concurrence.

S. B. 1788, bill to provide necessary clerical help for the Insurance Department.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1565, S. B. 1758, bill to provide for the erection of a dormitory for the Colored Orphan Asylum at Oxford.

The bill passes second and third readings and is ordered enrolled.

H. B. 1679, S. B. 1569, bill to establish the dividing lines between the counties of Gaston and Lincoln.

The bill passes second and third readings and is ordered enrolled.

H. B. 1764, S. B. 1692, bill to protect oysters in Pamlico County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1392, S. B. 1594, bill to create and establish a free-school district at Round Peak, Surry County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1868, S. B. 1784, bill to amend chapter 926, Public Laws of 1907, relating to primary elections in Hertford County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1324, S. B. 1589, bill to amend section 4145 of the Revisal of 1905, relating to schools.

The bill passes second and third readings and is ordered enrolled.

S. B. 1516, bill to amend chapter 43, Private Laws of 1907, relating to benevolent associations.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1137, bill to amend section 4097 of the Revisal of 1905, relative to appropriations for public schools.

On motion of Senator Blow, the bill is laid on the table.

H. B. 660, S. B. 1719, bill to establish a reformatory and manual training school for the detention and reformation of the criminal negro youth of the State, on third reading.

Senator Barringer offers the following amendment:

Amend by striking out "sixteen" and inserting "fourteen" in lieu thereof, and by making "fourteen" instead of "sixteen" years as appears in the bill, and by striking out in section 11, line 5, "and it shall be their duty," and insert in lieu thereof, "and in their discretion."

The amendment is adopted.

Senator Manning offers the following amendment:

Amend by adding thereto, "and the said reformatory shall be at all times under the visitorial jurisdiction of the Board of Public Charities of the State of North Carolina."

The amendment is adopted.

Senator Kluttz calls the previous question.

The call is sustained.

The bill, as amended, passes third reading and is ordered sent to the House for concurrence in amendments.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1749, S. B. 1785, bill to enact a primary law for Warren County.

Placed on the Calendar.

H. B. 717, S. B. 1797, bill regulating the setting of nets and fishing in Neuse and Trent rivers.

Placed on the Calendar.

H. B. 565, S. B. 146, bill to place the public officers of Henderson County on salary, and to regulate the use and the management of the county courthouse.

Placed on the Calendar.

H. B. 978, S. B. 1792, bill to incorporate the Yadkin Valley Bank.

Placed on the Calendar.

H. B. 2011, S. B. 1794, an act for the relief of James Eldridge, a public-school teacher of Sampson.

Placed on the Calendar.

H. B. 2012, S. B. 1793, bill authorizing and empowering the commissioners of Haywood County to purchase a clock for the courthouse.

Placed on the Calendar.

H. B. 550, S. B. 1795, bill to amend chapter 954 of the Public Laws of 1907.

Placed on the Calendar.

H. B. 1886, S. B. 1796, bill to amend section 4097 of the Revisal of 1905 of North Carolina, relating to the apportionment to the public schools, and also chapter 674 of the Public Laws of 1907, relating to Confederate pensions.

Placed on the Calendar.

H. B. 1829, S. B. 712 (substitute), bill to provide for the inspection of illuminating oils and fluids by the Department of Agriculture, for concurrence.

H. B. 1667, S. B. 1790, bill to amend chapter 316, Laws of 1907, relating to the militia.

Placed on the Calendar.

H. B. 1967, S. B. 1732, bill to appoint members of the county boards of education, for concurrence in House amendment.

H. B. 1760, S. B. 1789, bill providing for the construction and keeping in repair the public roads in Wilkes County.

Placed on the Calendar.

THE CALENDAR

is resumed.

H. B. 1752, S. B. 1715, bill to improve the highways of Rowan County, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks,

Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1494, S. B. 1340, bill to authorize a merger of a railroad company with the Virginia-Southern Railroad Company, or with another railroad company of Virginia or Tennessee, and for other purposes, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1424, S. B. 1301, bill to amend section 2, chapter 369, Private Laws of 1899, so as to extend the corporate limits of the town of Lincolnton, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

Substitute for H. B. 420, S. B. 1714, bill to authorize the Board of Commissioners of Buncombe County to construct a bridge across the French Broad River, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1765, S. B. 1718, bill to authorize the Board of Commissioners of Monroe Township, in the county of Union, to issue bonds to improve the roads of said township, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1758, S. B. 1717, bill authorizing the commissioners of Nash County to issue bonds for Castalia Township, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1345, S. B. 1295, bill to amend, revise and consolidate the charter of the town of Snow Hill, North Carolina, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1756, S. B. 1716, bill to authorize the Trustees of the Goldsboro Graded Schools of Goldsboro Township to issue bonds, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered enrolled.

H. B. 1406, S. B. 1734, bill for a new charter for the city of Southport, on third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

The bill is ordered sent to the House of Representatives for concurrence.

H. B. 1622, S. B. 1742, bill for cleaning out of the head of Pungo River, digging canal for the drainage of the land around the head of said river and on either side of same, and building a public road for the benefit of the people living at the head of said river and on either side, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

H. B. 1871, S. B. 1763, bill relating to the construction of a public road in Tyrrell County, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

H. B. 1723, S. B. 1761, bill to incorporate the town of Otto, in Macon County, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

H. B. 1805, S. B. 1744, bill to amend chapter 432 of the Public Laws of 1907, entitled An act providing for the better construction and keeping in repair the public roads of Wayne County, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

H. B. 1669, S. B. 1743, bill to allow the people of Craven County, or the people of the several townshpis of the said county, to vote bonds for the purpose of building, amending and improving by macadamizing or otherwise the public roads and the streets in said county and townships, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

H. B. 1759, S. B. 1750, bill to provide for the construction, repair and maintenance of the public roads of Nashville Township, Nash County, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

H. B. 1814, S. B. 1746, bill to provide for an election in School District No. 4, for the white race, in Gates County, on second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dawes, Dockery, Doughton, Elliott, Empie, Gay, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Long of Iredell, Manning, Martin, Matthews, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Ray, Reynolds, Scott, Spence, Starbuck, Tilson, Travis, Turner, West, Wray—40.

### LEAVES OF ABSENCE.

On motion of Senator Starbuck, leaves of absence are granted to Senators Britt, Wray and Fry.

On motion, the Senate takes a recess until 3:30 P. M.

## AFTERNOON SESSION.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1886, S. B. 1796, bill to amend section 4093 of the Revisal of 1905 of North Carolina, relating to the apportionment of public-school funds, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1672, S. B. 1606, bill to amend chapter 508, Public Laws of 1907, by adding the word "Vance."

The bill passes second and third readings and is ordered enrolled.

S. B. 1171, bill for the relief of certain people of School District No. 6, for the white race, in Cumberland County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 646, bill for the better protection of schools, on second reading.

Senator Nimocks offers the following amendment:

*Provided*, that this amendment shall apply to Cumberland County only.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1366, bill to require all white epileptics of the State to be accommodated, maintained and cared for and treated at the State Hospital at Raleigh.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 2011, S. B. 1794, bill for the relief of James L. Eldridge, a public-school teacher of Sampson County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1519, S. B. 1567, bill to regulate the construction of barbed-wire fences in Johnston County.

The bill passes second and third readings and is ordered enrolled.

S. B. 1314, bill to prevent persons from hunting on lands of another in Grove Township, Harnett County, without written permission.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 975, S. B. 1274, bill for relief of M. C. N. Honeycutt, ex-Sheriff of Yancey County.

The bill passes second and third readings and is ordered enrolled.

S. B. 1244, bill to amend chapter 43, Private Laws of 1897, affecting mutual insurance companies in Catawba and Lincoln counties.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1899, S. B. 712, bill to provide for the inspection of illuminating oils and fluids, for concurrence in House amendment.

The Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 778, S. B. 1689, bill for the relief of R. L. Primer, a public-school teacher of Ashe County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1820, S. B. 1779, bill to extend the time for the commencement of work on the Southport, Northern and Western Railroad, for two years from and after March 6, 1909.

The bill passes second and third readings and is ordered enrolled.

H. B. 1667, S. B. 1790, bill to amend chapter 316, Laws of 1907, relating to the militia.

The bill passes second and third readings and is ordered enrolled.

H. B. 1922, S. B. 1764, bill relating to court stenographer for Lenoir County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1150, S. B. 1199, bill to correct State Grant No. 44, issued to M. L. Green in 1871.

The bill passes second and third readings and is ordered enrolled.

H. B. 840, S. B. 1408, bill to incorporate the Sons and Daughters of Jacob.

The bill passes second and third readings and is ordered enrolled.

H. B. 327, S. B. 1720, bill to amend chapter 18, section 4, Private Laws of 1899, relative to the Trustees of Kittrell College.

The bill passes second and third readings and is ordered enrolled.

H. B. 1602, S. B. 1672, bill to abolish a special school in Cumnock, in Lee County.

The bill passes second and third readings and is ordered enrolled.

SPECIAL ORDER.

The hour for the special order having arrived, the President lays before the Senate substitute for S. B. 46, bill to establish a State Highway Commission.

Senator Blow calls the previous question.

The call is sustained.

On the adoption of the substitute offered by Senator Kluttz, Senator Kluttz demands the ayes and noes.

The call is sustained.

On the question of the adoption of the substitute the Clerk reports 16 Senators voting in the affirmative and 16 Senators voting in the negative, as follows:

Those voting in the affirmative are: Senators Bassett, Burton, Clark, Dockery, Empie, Gay, Hankins, Jones, Kluttz, Lockhart, Manning, Means, Starbuck, Tilson, Travis, Wray—16.

Those voting in the negative are: Senators Barham, Barringer, Blow, Doughton, Elliott, Lee, Long of Iredell, Long of Person, McCall, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Turner—16.

There being a tie, the President votes no, and the substitute fails of adoption.

On motion of Senator Travis, the Senate, at 5:50 o'clock, goes into executive session to consider nominations made by the Governor, and the corridors and galleries are ordered cleared and the doors closed.

At 6 o'clock the doors are ordered opened.

Senator Mills reports that the following nominations made by the Governor have been confirmed by the Senate in executive session:

TRUSTEES OF NORTH CAROLINA COLLEGE OF AGRICULTURE AND MECHANIC ARTS, AT RALEIGH.

*For the Term Beginning March* 20, 1909.—Everett Thompson, Pasquotank County; R. H. Ricks, Nash County; Locke Craig, Buncombe County; O. Max Gardner, Cleveland County.

*To Fill Unexpired Terms Ending March* 20, 1911.—E. M. Koonce, Onslow County; O. L. Clark, Bladen County.

DIRECTORS OF SCHOOL FOR DEAF AND DUMB, AT MORGANTON.

*For the Term Beginning March* 6, 1909.—M. H. Holt, Guilford County; J. H. Mock, Davidson County.

*For the Term Expiring March* 12, 1913.—J. L. Scott, Jr., Alamance County.

Senator Bassett offers the following resolution:

*Resolved*, That all resolutions and bills relating to increased compensation of the employees of the Senate and House be referred to the chairmen of the Committee on Corporations and the Committee on Salaries and Fees.

The motion is adopted.

H. B. 884, S. B. 1755, bill to compromise, adjust and settle the indebtedness of the University to the estate of the late David L. Swain, on third reading.

Senator Manning moves to strike out the amendment adopted on yesterday.

The motion is adopted.

The bill passes third reading.

H. B. 1430, S. B. 1564, bill to change the line between Danbury and Snow Creek townships, in Stokes County.

The bill passes second and third readings and is ordered enrolled.

H. B. 424, S. B. 856, bill to amend section 2634 of the Revisal, in regard to the penalty law.

The bill passes second reading.

On motion, the Senate takes a recess until 8:30 to-night.

### Evening Session.

The Senate meets pursuant to recess.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 576, S. B. 1690, bill to abolish the special provisions in the Revisal of 1905, relating to negotiable instruments maturing on Saturday.

The bill passes second and third readings and is ordered enrolled.

H. B. 717, S. B. 1797, bill to regulate the setting of nets in Neuse and Trent rivers.

The bill passes second and third readings and is ordered enrolled.

H. B. 1212, S. B. 1793, bill authorizing and empowering the commissioners of Haywood County to purchase a clock for the courthouse.

The bill passes second and third readings and is ordered enrolled.

H. R. 195, S. R. 1740, resolution in the interest of certain clerks of the General Assembly.

The amendment reported by the committee is adopted.

The resolution, as amended, passes second and third readings and is ordered sent to the House of Representatives.

H. R. 1921, S. R. 1798, resolution increasing the pay of laborers.

The amendment reported by the committee is adopted.

The resolution, as amended, passes second and third readings and is oordered sent to the House of Representatives for concurrence.

H. R. 1053, S. R. 1774, resolution concerning clerks of committees.

The amendment reported by Calendar Committee is adopted.

The resolution, as amended, passes second and third readings and is ordered enrolled.

S. R. 1800, resolution relating to the Directors of the Sanatorium for the Treatment of Tuberculosis.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1448, S. B. 1575, bill to repeal chapter 61, Public Laws of 1889, relative to road certificates and granting of land in Jackson County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1882, S. B. 1799, bill to provide for the sale of the market-house in the city of Raleigh.

The bill passes second and third readings and is ordered enrolled.

S. B. 1801, bill to create a new township in Wilkes County, to be known as Highland Township.

The bill passes second and third readings and is ordered enrolled.

H. B. 1926, S. B. 1765, bill to protect and preserve the integrity of the ballot and to prevent election frauds in New Hanover County.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and ordered sent to the House for concurrence.

H. B. 1816, S. B. 1777, bill to authorize the County Board of Education of Wilkes County to pay J. J. Hendren an unpaid balance of salary.

The bill passes second and third readings and is ordered enrolled.

H. B. 424, S. B. 856, bill to amend section 2634 of the Revisal of 1905, in regard to penalty law.

Senators Spence and Starbuck offer the following amendment:

Amend by striking out, in section 1, between the word "follows," in line 2, and the period in line 6, and insert in lieu thereof "the following": by striking out the word "consignee," in line 17, and insert in lieu thereof the word "party"; and by striking out the word "consignee," in line 19, and inserting in lieu thereof the word "party aggrieved."

The amendment is adopted.

Senator Mills offers the following amendment:

Amend section 1 by adding at the end thereof the following: "*Provided further*, that this act shall not be construed to impose a penalty upon carriers when their liability for such claims was imposed upon them by an act or acts of Congress."

The amendment is adopted.

The bill, as amended, passes third reading and is ordered sent to the House for concurrence.

H. B. 1761, S. B. 1658, bill to amend section 3769 of the Revisal of 1905, relating to Mitchell County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1876, S. B. 1767, bill to amend chapter 675, Public Laws of 1907, relative to the road law of Iredell County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1402, S. B. 1802, bill to provide for the completion of the Statesville Air Line Railway Company.

The bill passes second and third readings and is ordered enrolled.

H. B. 1797, S. B. 1660, bill to amend section 2798 of the Revisal, relative to pay of jurors in Wilkes County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1518, S. B. 1482, bill for the relief of Riley Hill Baptist Church.

The bill passes second and third readings and is ordered enrolled.

H. B. 1720, S. B. 1760, bill for the relief of the gardner of the Capitol Square.

The bill passes second and third readings and is ordered enrolled.

H. B. 1454, S. B. 1574, bill to increase pay of jurors of Granville County to $2 per day.

The bill passes second and third readings and is ordered enrolled.

H. B. 1006, S. B. 1804, bill to amend section 1733, chapter 37, Revisal of 1905, in relation to grants.

The bill passes second and third readings and is ordered enrolled.

S. B. 1070, bill to amend section 2347, chapter 55, Revisal of 1905, and to prescribe the powers and duties of notaries.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1401, S. B. 1691, bill to allow the Attorney-General a law clerk.

The bill passes second and third readings and is ordered enrolled.

H. B. 790, S. B. 1803, bill to amend certain sections of the Revisal of 1905, relating to the public health.

The bill passes second and third readings and is ordered sent to the House for concurrence.

S. B. 1705, bill to change the southern boundary line of School District No. 3, Holly Springs Township.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and ordered sent to the House for concurrence.

H. R. 1185, S. R. 1654, joint resolution to United States Congress, relative to appropriation for deep-water facilities at Southport, and canal developments in the State of Florida.

The resolution passes second and third readings and is ordered enrolled.

S. B. 4, bill to repeal section 1182 of the Revisal, providing how directors of corporations shall be elected.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1520, S. B. 1775, bill for the relief of the janitor of the Capitol.

On motion of Senator Peele, the bill is referred to Committee on Salaries and Fees.

CONFERENCE REPORT.

Senator Manning, for the committee, presents the following report:

*To the Honorable the Senate and House of Representatives:*

Your Joint Conference Committee appointed on H. B. 496, S. B. 1231, bill to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene, respectfully report that we agree that the bill, as amended by the House of Representatives, be adopted and the bill, as amended, be ratified.

J. S. MANNING,
H. W. PHARR,
*On the part of the Senate.*
M. BOLTON,
B. W. LEMON,
A. J. MCDEVITT,
*On the part of the House.*

The report is adopted.

Senator Long of Person presents report of Conference Committee, as follows:

*To the Senate and House of Representatives:*

The Conference Committee appointed by the Senate and House of Representatives to consider and adjust the disagreements between the two houses in regard to H. B. 1229, S. B. 1751, the Machinery Act, being An act to amend chapter 258, Public Laws of 1907, An act to provide for the assessment of property and the collection of taxes, beg leave to report as follows.

We recommend the differences be settled as follows:

Sec. 2. The Senate recedes from its amendment.

Sec. 7. The Senate recedes from its amendment.

Sec. 32. The House recedes and accepts the Senate amendment.

Sec. 48. The House accepts the Senate amendment.

Respectfully submitted,

J. A. LONG,
J. S. MANNING,
*Senate Conference Committee.*
W. C. DOWD,
R. A. DOUGHTON,
CHAS. S. WALLACE,
A. S. RASCOE,
*House Conference Committee.*

The report is adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1882, S. B. 1799, bill to provide for the sale of market-house in the city of Raleigh.

Placed on the Calendar.

H. R. 1927, S. R. 1798, resolution to increase pay of laborers, for concurrence.

Placed on the Calendar.

H. B. 754, S. B. 27, bill to authorize and direct sheriff and other police officers to seize and destroy distilleries and apparatus used in the manufacture of intoxicating liquors in violation of the law of North Carolina, for concurrence.

Placed on the Calendar.

H. B. 1773, S. B. 843, bill to amend and consolidate the charter of the town of Kings Mountain.

Placed on the Calendar.

H. B. 1006, S. B. 1804, bill to amend section 1733, chapter 37 of the Revisal of 1905, in relation to grants.

Placed on the Calendar.

H. B. 790, S. B. 1803, bill to amend sections 3045, 3058, 3057, 4440, 4442, 4444, 4460 and 4508 of the Revisal of 1905, relating to public health.

Placed on the Calendar.

H. B. 1402, S. B. 1802, bill to provide for building the Statesville Air Line Railroad.

Placed on the Calendar.

ENROLLED BILLS.

Senator Clark, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. R. 1740, S. R. 1690, joint resoution relative to the compensation of pages.

H. R. 1825, S. R. 1682, resolution to pay the expenses of Charles T. Williams, contestee, in the contest of D. M. Stringfield for a seat in the House of Representatives.

H. R. 411, S. R. 1280, resolution in favor of Bartlett Y. Hilliard, a Confederate pensioner.

H. R. 1564, S. R. 1728, joint resolution in favor of Mrs. S. J. Hayes, a widow, the mother of T. N. Hayes, late member of the House of Representatives from Wilkes County.

Senator Hawes, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1627, S. B. 1577, an act concerning the drawing of jurors in Columbus County.

H. B. 1779, S. B. 1230, an act to authorize Bladenboro Township, in Bladen County, to issue bonds for the improvement of the public roads of the said county.

H. B. 1457, S. B. 1573, an act for the maintenance of a primary school in Knotts Island School District, in Currituck County.

H. B. 1546, S. B. 1664, an act to define the boundary line between Pasquotank and Camden counties.

H. B. 1716, S. B. 1172, an act to create a recorder's court for Washington County.

H. B. 1837, S. B. 1329, an act to create a public-school district in Lee County and to provide for a special tax for the support of the school therein.

H. B. 773, S. B. 1042, an act to protect game in Yadkin County.

H. B. 1541, S. B. 1597, an act to regulate the compensation of the county officers of Rutherford County.

H. B. 797, S. B. 1028, an act to amend Public Laws of 1907, chapter 111, relating to the hunting and killing of squirrels in Lenoir County.

H. B. 1748, S. B. 1553, an act to validate $5,000 of bonds issued by Surry County to erect a county home.

H. B. 1878, S. B. 1736, an act supplemental to an act ratified at the present session of this General Assembly, amending the charter of the town of North Wilkesboro.

H. B. 462, S. B. 827, an act for the protection of foxes in Alamance County.

H. B. 1895, S. B. 284, an act to authorize the boards of commissioners of the several counties of the State to increase the pensions of Confederate soldiers and the widows of such, and to authorize said boards to levy a special tax therefor.

H. B. 1354, S. B. 1584, an act for the protection of deer in Dare County.

H. B. 1226, S. B. 1499, an act to incorporate Peachtree High School, in Cherokee County.

H. B. 1775, S. B. 1355, an act to validate certain summons and process returnable to the next term of the Superior Court of Lee County.

H. B. 683, S. B. 1030, an act relative to hunting in Wake County.

H. B. 1269, S. B. 1620, an act to amend chapter 1005 of the Public Laws of 1907, relating to court stenographers for Nash and Wilson counties.

H. B. 1362, S. B. 1588, an act to regulate fishing in Atlantic Township, in Currituck County.

H. B. 1840, S. B. 1338, an act to authorize the Board of Commissioners of Cabarrus County to issue bonds.

H. B. 1281, S. B. 1610, an act prohibiting the sale of cigarettes within two miles of Guilford College, Guilford County.

H. B. 1600, S. B. 1630, an act to permit the Elizabeth City and Albemarle Railway Company to use the county bridge over Newbegun Creek, Pasquotank County.

H. B. 869, S. B. 1212, an act for the relief of Edward J. Johnson, a public-school teacher, providing for the payment of balance due him for the schools taught in the counties of Ashe and Alleghany.

H. B. 1601, S. B. 1619, an act to increase the number of commissioners of Nash County, and to appoint J. A. Williams and R. C. Glover commissioners.

H. B. 1655, S. B. 470, an act to drain the lowlands of Clarks Creek and its tributaries, in Lincoln County.

H. B. 1142, S. B. 1497, an act to amend chapter 301, Public Laws of 1907, being An act to establish a special-tax school district in Caswell County.

H. B. 1561, S. B. 1599, an act to authorize the County Board of Education of Moore and Lee counties to execute to the State Board of Education renewal notes for moneys borrowed for the purpose of building public-school houses.

H. B. 1615, S. B. 1547, an act to allow the citizens of Brevard to vote bonds to establish and maintain an electric-light system.

H. B. 1319, S. B. 796, an act to authorize the registers of deeds in the several counties of the State to appoint deputies.

H. B. 1310, S. B. 656, an act to amend section 3769 of the Revisal of 1905, relating to fences along public roads.

H. B. 1618, S. B. 1624, an act for the protection of birds in Stanly County.

H. B. 1227, S. B. 1500, an act for the betterment and advancement of educational interests in the School Committee of District No. 1, Murphy, North Carolina, and for other purposes.

H. B. 1681, S. B. 1559, an act authorizing the commissioners of Gaston County to levy tax to supplement the pension fund.

H. B. 1662, S. B. 1561, an act to authorize the commissioners of Craven County to levy a special tax.

H. B. 1742, S. B. 1696, an act to create a recorder's court in Nash County.

H. B. 1725, S. B. 1557, an act to amend chapter 71 of the Private Laws of 1883, the same being an act to incorporate the town of Third Creek, in Rowan County.

H. B. 853, S. B. 1680, an act for the State Printer to publish the farm bulletins of the North Carolina Agricultural Experiment Station.

H. B. 1656, S. B. 550, an act to drain the lowlands of Clarks Creek and its tributaries, in Catawba County.

H. B. 1094, S. B. 1407, an act to revise and consolidate the charter of Elizabeth City, North Carolina.

H. B. 1141, S. B. 945, an act to enforce the better drainage of certain lands in Gaston and Lincoln counties.

H. B. 1407, S. B. 309, an act to provide fire escapes and protect human life.

H. B. 1553, S. B. 1609, an act relating to macadam roads in Iredell County.

H. B. 784, S. B. 1304, an act to amend and consolidate the charter of the town of Marion.

H. B. 1210, S. B. 1498, an act to incorporate the town of Fuquay Springs, in Wake County.

H. B. 1913, S. B. 1385, an act to amend section 1506 of the Revisal, relative to the holding of courts in Halifax County.

H. B. 1944, S. B. 1642, an act to provide for the payment of witnesses appearing before the Asheville Police Court.

H. B. 1940, S. B. 1525, an act to amend the act establishing the Wadesboro Graded-school District.

H. B. 1857, S. B. 1215, an act to authorize and empower the Board of Commissioners of Forsyth County to adopt such rules and regulations for enforcing discipline among prisoners sentenced to work upon the public roads of Forsyth County as their judgment may indicate, not inconsistent with the laws of this State.

H. B. 1898, S. B. 804, an act to authorize the boards of commissioners of Columbus and Randolph counties to hire out convicts.

H. B. 1577, S. B. 1132, an act to amend section 1 of chapter 440 of the Public Laws of 1907, being an act to authorize the boards of county commissioners to offer rewards in certain cases.

H. B. 1783, S. B. 1316, an act to provide court stenographers for Rowan County.

H. B. 1928, S. B. 1386, an act to amend the charter of Carolina Power and Light Company.

H. B. 1849, S. B. 548, an act to provide for the establishment of board of police and fire commissioners for the city of Durham.

H. B. 1915, S. B. 1444, an act to provide for a court stenographer for Guilford County.

H. B. 1891, S. B. 1168, an act to create a building committee to direct the construction of a building or buildings for Cullowhee Nor-

mal and Industrial School, with power to acquire land or lands for the use of said school.

H. B. 1905, S. B. 1248, an act to amend chapter 28, section 1506, Revisal of 1905, and to fix the time for holding courts in Sampson County.

H. B. 1478, S. B. 907, an act to make the giving of worthless checks, drafts and orders *prima facie* evidence of intent to cheat and defraud.

H. B. 1834, S. B. 1096, an act for the relief of the commissioners of Mecklenburg County.

H. B. 1916, S. B. 1509, an act to prevent the destruction of quail or partridges or woodcock in Cabarrus County until December 1, 1910.

H. B. 1334, S. B. 1292, an act to authorize the commissioners of Cleveland County to submit to the qualified voters of No. 6 Township, in said county, the question of issuing $100,000 in bonds for the purpose of grading, macadamizing and improving the public roads of No. 6 Township.

H. B. 1580, S. B. 1159, an act to establish a municipal court for the city of Greensboro, and prescribe the jurisdiction thereof.

H. B. 1593, S. B. 1502, an act to establish a graded school in the town of Littleton, North Carolina.

H. B. 1191, S. B. 1531, an act concerning the working of the public roads of Lincoln County.

H. B. 1272, S. B. 1406, an act to protect stock in the vicinity of Princeton, Johnston County.

H. B. 104, S. B. 1142, an act to prescribe the mode of capital punishment in North Carolina.

H. B. 1838, S. B. 1318, an act for the better working and improvement of the roads and public highways of the county of Gates, North Carolina.

H. B. 336, S. B. 934, an act to repeal chapter 84 of the Public Laws of special session of 1908, concerning a road tax for Murphy Township, Cherokee County.

H. B. 1757, S. B. 1657, an act to prohibit the dumping of sawdust in the streams of Johnston County.

H. B. 1489, S. B. 1571, an act to amend chapter 231, Public Laws of 1897, relative to the working on the public roads in Union County.

H. B. 684, S. B. 1422, an act to amend the charter and extend the corporate limits of the town of Madison.

H. R. 1575, S. R. 64, joint resolution authorizing the Board of Directors of the North Carolina Soldiers' Home to purchase suits or uniforms of Confederate gray for the old soldiers at the Soldiers' Home.

H. B. 1893, S. B. 1317, an act to incorporate the Salisbury Railway Company.

H. B. 1790, S. B. 1131, an act to revise and amend the charter of the town of West Hickory.

H. B. 1668, S. B. 1666, an act to amend chapter 375 of the Private Laws of 1901, so as to extend the corporate limits of the town of Dover, in the county of Craven.

H. B. 1836, S. B. 1237, an act to amend chapter 648 of the Public Laws of 1905, relating to the public roads of Edgecombe County.

H. B. 485, S. B. 264, an act to amend section 1046, chapter 8 of the Revisal of 1905 of North Carolina.

H. B. 1549, S. B. 1558, an act empowering the town of Marshall to establish, construct and maintain a public park.

H. B. 1330, S. B. 1703, an act to protect fish in Potecasi Creek, in Hertford and Northampton counties.

H. B. 1357, S. B. 1253, an act to amend chapter 369 of the Private Laws of 1903.

H. B. 1590, S. B. 1771, an act to pay the Clerk of the Superior Court of Union County a salary, and to make a deputy clerk of said Superior Court *ex officio* clerk of the recorder's court and also *ex officio* clerk of the chaingang board.

H. B. 1503, S. B. 1626, an act to create a stock-law territory in portions of O'Neals and other townships, in Johnston County.

H. B. 1185, S. B. 1582, an act regulating packing and sale of fish.

H. B. 1427, S. B. 1618, an act to prevent the running of Sunday excursions trains in Bertie and Northampton counties.

H. B. 1542, S. B. 1501, an act for the better working of a section of the Dillon road, in Alligator Township, Tyrrell County.

H. B. 1687, S. B. 1504, an act to allow Tryon Graded-school District to vote on bond issue.

H. B. 484, S. B. 263, an act to amend section 3427 of the Revisal of 1905 of North Carolina, relative to uttering forged paper.

H. B. 860, S. B. 1122, an act to regulate hunting in Harnett County, and for the better protection of game.

H. B. 1844, S. B. 1336, an act to incorporate the Mount Pleasant Railway Company.

H. B. 291, S. B. 1116, an act for the relief of sheriffs, ex-sheriffs and tax collectors.

H. B. 516, S. B. 809, an act to protect game in Scotland County.

H. B. 1275, S. B. 1284, an act to authorize the Board of Commissioners of Cleveland County to issue bonds to improve the highways of Cleveland County and to create a highway commission therein.

H. B. 1693, S. B. 1505, an act to establish a graded school, to be known as Salem Graded School of Surry County.

H. B. 1385, S. B. 1285, an act to authorize the county commissioners or road supervisors of Pamlico County to construct a public road.

H. B. 1547, S. B. 1423, an act to amend chapter 3, Private Laws of North Carolina, session of 1907, entitled An act to incorporate the town of Ore Hill, in Chatham County.

H. B. 649, S. B. 1307, an act to amend chapter 114, Public Laws of 1907, for the betterment of the public roads of Catawba County.

H. B. 1661, S. B. 1503, an act to authorize the commissioners of Wilkes County to build a bridge within two miles of Elkville, in Wilkes County.

H. B. 536, S. B. 1495, an act to incorporate the town of Tunis, in the county of Hertford.

H. B. 1620, S. B. 1548, an act to authorize the Board of Education of Durham County to provide funds for the erection of a school building.

H. B. 1743, S. B. 1554, an act to incorporate Rich Square School District, in Northampton County.

H. B. 1772, S. B. 1012, an act to amend the charter of the town of Gastonia, N. C.

H. B. 1686, S. B. 1759, an act to better protect the game birds in Burke County.

H. B. 1867, S. B. 1781, an act to amend chapter 322 of the Public Laws of 1907, changing the boundary line of Ahoskie Township, in Hertford County.

H. B. 401, S. B. 505, an act to amend section 924, Revisal of 1905, permitting clerks of courts to pay fifty dollars instead of twenty dollars to mothers of indigent children.

H. B. 1925, S. B. 1754, an act to incorporate the Horner Military School.

H. B. 245, S. B. 1713, an act to regulate the practice of optometry; to provide for the establishment of a board of examiners in optometry; to provide for the examination of practitioners of optometry and registration of licensed practitioners; to provide a penalty for a violation of the act, and for other purposes.

H. B. 1787, S. B. 1157, an act to allow the commissioners of the town of Tarboro to issue bonds.

H. B. 1610, S. B. 1772, an act to prevent non-residents who own no land in Graham County from ranging or grazing stock of any kind in said county.

H. B. 1832, S. B. 134, an act to revise, amend and consolidate the school laws of the city of Hickory.

H. B. 1836, S. B. 1156, an act to revise, amend and consolidate the charter of the town of Tarboro.

H. B. 1917, S. B. 1513, an act to separate the civil and criminal terms of court for Lenior County, and to abolish the second week of the December Term.

H. B. 1873, S. B. 1776, an act to prevent throwing glass and other obstructions in the public roads in Union County.

H. B. 1439, S. B. 1563, an act to establish the office of Treasurer of Bertie County.

H. B. 326, S. B. 1725, an act for the relief of the inmates of the Soldiers' Home at Raleigh.

H. B. 1449, S. B. 1677, an act to provide for nominating the municipal officers for the town of Mooresville, North Carolina.

H. B. 1664, S. B. 1628, an act to allow the Board of Aldermen of New Bern to accept and pay for pavement and curbing on sidewalks, heretofore made by owners of property abutting.

H. B. 1872, S. B. 1768, an act to authorize the commissioners of Pender County to be paid $3 per day for their services.

H. B. 1487, S. B. 1572, an act to amend chapter 860, Public Laws of 1907, to increase the jurisdiction of the recorder's court, and for other purposes.

H. B. 1566, S. B. 1415, an act to allow J. Bis Ray to use the index of the Revisal of North Carolina of 1905, in a digest of the Supreme Court Reports of North Carolina.

H. B. 176, S. B. 301, an act to amend section 1, chapter 732 of the Laws of 1907, in regard to Supreme Court Marshal.

H. B. 950, S. B. 1470, an act to prevent the use of drag-nets in certain streams in Pamlico County.

H. B. 1730, S. B. 1555, an act to amend the charter of the town of Burgaw.

H. B. 1788, S. B. 1145, an act to authorize the city of Kinston to issue bonds for additional buildings and equipments for the graded school.

H. B. 1617, S. B. 1484, an act to amend chapter ....., ratified February 23, 1909, entitled An act to prevent the sale of certain commodities at the annual meeting of the Lower County Line Primitive Baptist Association.

H. B. 1514, S. B. 1721, an act to regulate the game law of Wake County.

H. B. 1554, S. B. 1399, an act to amend chapter 117, Private Laws 1907, relative to building a market-house, city hall, etc., in the town of Elizabeth City.

H. B. 1220, S. B. 1465, an act to authorize the Board of Commissioners of Craven County to build a public road in Nos. 1 and 3 townships.

H. B. 1377, S. B. 1587, an act amend chapter 636, Public Laws of 1905, providing for the working of the public roads in Jones County.

H. B. 447, S. B. 829, an act to promote and encourage the raising of quail and other game birds in Rockingham County.

H. B. 1811, S. B. 1695, an act to prohibit the throwing of sawdust into the creeks and rivers of Stanly County.

H. B. 1530, S. B. 1687, an act to amend section 2429, chapter 58 of the Revisal of 1905 of North Carolina.

H. B. 897, S. B. 420, an act to repeal section 3073, Revisal of 1905 of North Carolina, and provide a new section therefor.

H. B. 1929, S. B. 1780, an act to amend a chapter of the Public Laws of 1909, relative to working and repairing the public roads of Montgomery County.

H. B. 1446, S. B. 1576, an act to repeal chapter 754, Public Laws of 1907, and chapter 114, Public Laws, extra session of 1908.

H. B. 515, S. B. 815, an act relating to the protection of deer in Scotland and Richmond counties.

H. B. 1607, S. B. 1562, an act to amend the charter of the town of Murfreesboro, in Hertford County, North Carolina.

H. B. 325, S. B. 1117, an act to protect birds in Yadkin County.

H. B. 1350, S. B. 1583, an act to encourage stock raising in Madison County.

H. B. 1301, S. B. 490, an act to increase the capital stock of the North Carolina Talc and Mining Company.

H. B. 1244, S. B. 745, an act to amend section 4445 of the Revisal of 1905, so as to provide for the better sanitation of court-rooms.

H. B. 1030, S. B. 523, an act to amend chapter 96, Public Laws 1907, relating to the extension of the time to commute, compromise and settle the public debt.

H. B. 899, S. B. 164, an act to amend chapter 50, sections 2081 and 2089 of the Revisal of 1905, relating to the marriage ceremony.

H. B. 901, S. B. 475, an act to amend section 1051 of the Revisal of 1905, relating to holding inquests.

H. B. 907, S. B. 584, an act to provide proper sanitary surroundings for the State charitable and educational institutions.

H. B. 668, S. B. 98, an act to amend section 641 of the Revisal in reference to the time of advertisement of real estate sold under execution, deed of trust, mortgage, etc.

H. B. 755, S. B. 177, an act to amend section 573 of the Revisal of 1905, relating to the docketing of judgments.

H. B. 613, S. B. 1001, an act to protect game in Pamlico County.

H. B. 1680, S. B. 1748, an act to incorporate the River Bend Picnic Association.

H. B. 1909, S. B. 1370, an act to change and fix the boundary lines of Special-tax School Dictrict, No. 5, in Robeson County, by taking a portion of Special-tax School District, No. 8, in Robeson County.

H. B. 1370, S. B. 1551, an act to protect muskrats in Currituck County.

H. B. 2004, S. B. 1752, an act to appoint a committee to investigate the debt of Shellfish Committee.

H. B. 1403, S. B. 1631, an act to amend chapter 286 of the Public Laws of 1889, relative to working the public roads of Watauga County.

H. B. 1711, S. B. 1075, an act to forbid the sale of certain narcotic drugs to habitues and to repeal a clause of chapter 77, Acts of 1907.

H. B. 1544, S. B. 1424, an act to amend the charter of the town of Clyde, Haywood County.

H. B. 1286, S. B. 1733, an act to incorporate the Alamance Battleground Company.

H. B. 22, S. B. 703, an act to provide for the registration and identification of motor vehicles, and to regulate the use of public highways by such vehicles and persons passing such vehicles, and to provide penalties for the violation thereof.

H. B. 676, S. B. 1494, an act to provide additional support for the graded public schools of the city of New Bern, and to amend the act entitled An act to establish graded schools in the city of New Bern, ratified March 6, 1899.

H. B. 1663, S. B. 1560, an act to amend the charter of Bridgeton, North Carolina.

H. B. 217, S. B. 411, an act to regulate the hunting of quail, partridges, wild turkeys and other game birds in Alamance County.

H. B. 1280, S. B. 1613, an act to prohibit netting and trapping in Chatham County.

H. B. 1221, S. B. 1679, an act to protect game in Bertie County.

H. B. 509, S. B. 1749, an act to amend section 1409 of the Revisal of 1905.

H. B. 1114, S. B. 522, an act to amend chapter 543, Public Laws of 1905, relating to the settlement of certain Western North Carolina Railroad construction bonds.

H. B. 571, S. B. 258, an act requiring the clerks of the Superior Courts of the State to make reports to the Attorney-General.

H. B. 1161, S. B. 1593, an act to provide separate schools for the Indian race in Scotland County.

H. B. 278, S. B. 413, an act to amend section 2, chapter 732 of the Public Laws of 1907, relative to the salary of the Assistant Librarian of the Supreme Court.

H. B. 1434, S. B. 1595, an act for the relief of James Eldridge, a public-school teacher, of Sampson County.

H. B. 632, S. B. 1533, an act to provide for the registration of deaths in municipalities of one thousand population and over in the State of North Carolina.

THE CALENDAR

is resumed.

H. B. 565, S. B. 146, bill to place the public officers of Henderson County on a salary, and to regulate the use and management of the courthouse.

The bill passes second and third readings and is ordered enrolled.

H. B. 920, S. B. 1653, bill to aid the Law School of the University of North Carolina.

The bill passes second and third readings and is ordered enrolled.

Senator Dawes moves to adjourn until to-morrow morning at 9:30.

The motion fails of adoption.

H. B. 978, S. B. 1792, bill to incorporate the Yadkin Valley Bank.

The bill passes second and third readings and is ordered enrolled.

H. B. 1633, S. B. 1684, bill relative to advertising public sales.

The bill passes second and third readings and is ordered enrolled.

H. B. 1525, S. B. 1805, bill to extend the time for the completion of the Wilmington, Brunswick and Southern Railroad Company.

The bill passes second and third readings and is ordered enrolled.

H. B. 1389, S. B. 1769, bill to prevent the indiscriminate manufacture and sale of switch-lock keys.

The bill passes second and third readings and is ordered enrolled.

H. B. 1625, S. B. 1544, bill to regulate the pay of jurors in Dare County.

The bill passes second and third readings and is ordered enrolled.

S. B. 1686, H. B. 1626, bill to repeal chapter 389, Public Laws of 1905, so as to include J. A. Stamper's farm in Wilkes County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1404, S. B. 1451, bill to correct the calls in land grant in Ashe County.

The bill passes second and third readings and is ordered enrolled.

S. B. 1127, bill relating to appeals from justices of the peace in civil actions.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 981, S. B. 1123, bill to amend section 2471 of the Revisal, relative to shipping certain birds from the State.

The amendment reported by the committee is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. B. 1751, S. B. 1655, bill to amend section 1685 of the Revisal of 1905, relative to the sale of land in Graham County.

The bill passes second and third readings and is ordered enrolled.

H. B. 808, S. B. 884, bill to repeal chapter 773 of the Public Laws of 1903, relative to the public roads in Alexander County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1804, S. B. 697, bill to protect growing crops in Beaufort County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1738, S. B. 1671, bill authorizing the Board of Trustees of Cleveland Township, Johnston County, to sell a one-acre tract of land in Cleveland Township.

The bill passes second and third readings and is ordered enrolled.

H. B. 1014, S. B. 1592, bill to amend section 1676 of the Revisal, relative to salaries and fees.

The bill passes second and third readings and is ordered enrolled.

H. B. 1796, S. B. 1659, bill to amend chapter 14, Private Laws of 1907, relative to the town of Lexington.

The bill passes second and third readings and is ordered enrolled.

S. B. 693, bill to amend section 1617, Volume I, Revisal of 1905.

Senator Pharr moves that the bill do lie on the table.

The motion is adopted.

H. B. 1154, S. B. 1200, bill to amend section 55, chapter 120, Laws of 1885.

The bill passes second and third readings and is ordered enrolled.

Senator Ormond offers the following resolution:

*Resolved by the Senate, the House of Representatives concurring,* That the General Assembly do adjourn *sine die* on Monday, March 8th, at 12 o'clock.

The resolution is referred to Committee on Calendar.

H. B. 754, S. B. 27, bill to amend section 2777 of the Revisal of 1905, allowing sheriffs a fee for receiving illicit distilleries, etc., for concurrence in House amendment.

The Senate concurs in the House amendment, and the bill is ordered enrolled.

On motion of Senator Elliott, the Senate adjourns until 9:30 Monday morning.

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## FIFTY-THIRD DAY.

SENATE CHAMBER, March 8, 1909.

The Senate meets pursuant to adjournment.

Prayer by Senator Ormond.

The Committee on Daily Journal reports no corrections in the Journal of Saturday, and the same stands approved.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 928, S. B. 1208, bill to amend section 3733 of the Revisal of 1905, in regard to public drunkenness.

The bill passes second and third readings and is ordered enrolled.

H. B. 839, S. B. 1404, bill to provide for standard-weight packages of meal and flour and to prevent the sale of short-weight packages.

The bill passes second and third readings and is ordered enrolled.

H. B. 1806, bill to abolish the March Term of the Superior Court of Moore County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1622, S. B. 1742, bill to provide for the cleaning out of the head of Pungo River, digging a canal for draining around said river on either side, and building a public road for the benefit of people living at the head of said river and on either side thereof.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill passes third reading and is ordered enrolled.

H. B. 1424, S. B. 1301, bill to amend section 2, chapter 36, Private Laws of 1899, so as to extend the corporate limits of the town of Lincolnton, on third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill passes third reading and is ordered enrolled.

H. B. 1871, S. B. 1763, bill relating to the construction of public roads in Tyrrell County.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

H. B. 1814, S. B. 1746, bill to provide for an election in School District No. 4, for the white race, in Gates County.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

H. B. 1669, S. B. 1743, bill to permit the people of the various townships of Craven County to vote on issuing bonds to build roads in said county.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

H. B. 1805, S. B. 1744, bill to amend chapter 432, Public Laws of 1907, entitled An act providing for the better construction and keeping in repair of the public roads of Wayne County.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

Senator Doughton moves that the vote by which the bill known as "The Public Health Bill," passed third reading, be reconsidered.

The motion is adopted.

H. B. 1725, S. B. 1761, bill to incorporate the town of Otto, in Macon County.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

S. B. 1191, bill for the better enforcement of the game law of Catawba County.

The bill passes second and third readings and is ordered enrolled.

S. B. 1320, bill to amend sections 967, 968, 969, 970 and 972 of the Revisal of 1905, relating to the law of assignments for benefit of creditors.

The bill passes third reading and is ordered enrolled.

H. B. 1759, S. B. 1750, bill to provide for the repair and construction and maintenance of the public roads of Nashville Township, Nash County.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Bassett, Blow, Britt, Burton, Clark, Dockery, Doughton, Elliott, Empie, Gay, Hankins, Hawes, Holden, Johnson, Jones, Kluttz, Latham, Lee, Long of Iredell, Manning, Matthews, McCall, Means, Mills, Nimocks, Ormond, Peele, Pharr, Spence, Starbuck, Tilson, Turner, West, Wray—36.

The bill is ordered enrolled.

H. B. 1144, S. B. 1197, bill to amend chapter 71, Laws of 1901, relating to the acquirement of eminent domain.

The bill passes second and third readings and is ordered enrolled.

S. B. 1141, bill to amend chapter 948, Public Laws of 1907, relating to fishing in Pamlico Sound.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1082, S. B. 1121, bill to regulate fishing on the Cape Fear River and its tributaries, and to prevent the use of dutch and pound nets.

The bill passes second and third readings and is ordered enrolled.

H. B. 390, S. B. 1815, bill to change date mentioned in chapter 674, Public Laws of 1907, so as to allow widows who were married prior to 1868 to draw pensions.

The bill passes second and third readings and is ordered enrolled.

H. B. ——, S. B. ——, bill to incorporate the Yadkin Valley Bank.

The amendment offered by Senator Starbuck is adopted.

The bill, as amended, passes third reading and is ordered sent to the House of Representatives.

H. B. 1626, S. B. 1686, bill to repeal chapter 389, Public Laws of 1903, so as to include J. A. Stephen's farm in Stokes County.

The bill passes second and third readings and is ordered enrolled.

Senator Burton moves that the vote by which S. B. 1141 passes third reading be reconsidered.

The motion is adopted.

Senator Burton moves that the bill do lie on the table.

The motion is adopted.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Senator Peele, S. B. 1806, bill to abolish the March Term of Superior Court in Moore County.

Placed on the Calendar.

By Senator Pharr, S. R. 1821, resolution of thanks to Capital Club.

Placed on the Calendar.

By Senator Means, S. B. 1822, bill to establish a board of watercourse commissioners in Adams Creek, in Cabarrus County.

Placed on the Calendar.

By Senator Doughton, S. R. 1823, joint resolution providing contingent appropriations for maintenance for Central Hospital at Raleigh.

Placed on the Calendar.

By Senator Pharr, S. R. 1824, resolution for appointment of an examining committee.

Placed on the Calendar.

By Senator Bassett, S. R. 1825, joint resolution appointing a member of the H. L. Wyatt monument advisory committee.

Placed on the Calendar.

By Senator Shaw, S. B. 1837, bill supplemental to an act ratified March 2, 1909, being an act to provide for the working of the public roads of Robeson County, and to levy a special tax for the same.

Placed on the Calendar.

By Senator Dockery, S. B. 1875, bill to provide for a stock law in Lee County.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. R. 1892, S. R. 1011, resolution by the General Assembly of North Carolina concerning freight rates, for concurrence.

Placed on the Calendar.

H. B. 1921, S. B. 1874, bill to prevent trespassing on the grounds of the Hospital for the Insane in Wake County.

Placed on the Calendar.

H. B. 1880, S. B. 1871, bill to provide for commissioners to establish the line between Wilson and Wayne counties.

Placed on the Calendar.

H. B. 1864, S. B. 1870, bill to amend chapter 399 of the Public Laws of 1907, relating to prisoners in Scotland County.

Placed on the Calendar.

H. B. 1883, S. B. 1872, bill to amend chapter 191 of the Public Laws of 1907, to provide for mental defectives of the State.

Placed on the Calendar.

H. B. 1904, S. B. 1242, bill to prevent the sale of near-beer, star beer, bull-head, and other intoxicants within a radius of one and one-half miles of the Methodist Church in the town of Baileys, in Nash County.

Placed on the Calendar.

H. B. 1879, S. B. 1873, an act supplemental to an act relative to small fish in Pamlico County.

Placed on the Calendar.

H. B. 1396, S. B. 1852, bill to amend chapter 28 of the Revisal of 1905, section 1506, relative to the trial of civil cases.

Placed on the Calendar.

H. B. 1391, S. B. 1848, bill to allow foreign executors in certain cases to convey land devised to them without first giving bond in this State.

Placed on the Calendar.

H. B. 1329, S. B. 1949, bill to establish a State conservation committee.

Placed on the Calendar.

H. B. 1750, S. B. 1859, bill to amend chapter 368, Public Laws of 1907, relating to adulterated and misbranded foods and drugs.

Placed on the Calendar.

H. B. 1285, S. B. 1853, bill to protect rainbow and mountain trout in the streams of Western North Carolina.

Placed on the Calendar.

H. B. 1398, S. B. 1860, bill to regulate the distribution of patent, proprietary and other kinds of medicine from house to house and otherwise.

Placed on the Calendar.

H. B. 1435, S. B. 1854, bill to validate marriages heretofore solemnized by unordained ministers of the gospel.

Placed on the Calendar.

H. B. 1505, S. B. 1858, bill to amend sections 224 and 239 of chapter 7 of the Revisal of 1905, relating to bank stock.

Placed on the Calendar.

H. B. 1670, S. B. 1862, bill to fix the salaries of county officers, and create the office of auditor for Craven County.

Placed on the Calendar.

H. B. 1536, S. B. 1861, bill to amend chapter 101 of the Revisal of 1905, and to protect the State's interests by authorizing the Board of Internal Improvements to require sufficient bonds of contractors of public buildings, and for other purposes.

Placed on the Calendar.

H. B. 1533, S. B. 1863, bill to establish a special criminal court in the city of New Bern and in Seventh and Eighth townships, and to prescribe the jurisdiction thereof.

Placed on the Calendar.

H. B. 1521, S. B. 1857, bill to amend chapter 66, Volume I, of the Revisal of 1905, relating to Board of Public Charities.

Placed on the Calendar.

H. B. 1688, S. B. 1864, bill to prohibit the sale of wine or cider or any intoxicating liquors within three miles of East Arcadia, in Bladen County.

Placed on the Calendar.

H. R. 1697, S. R. 1695, resolution in regard to the higher education of the blind.

Placed on the Calendar.

H. R. 1698, S. R. 1866, joint resolution by the Senate and House of Representatives, petitioning the United States Congress to make survey of Scuppernong River.

Placed on the Calendar.

H. B. 1416, S. B. 1855, bill to amend section 2697, Revisal of 1905, relative to public roads.

Placed on the Calendar.

H. B. 1456, S. B. 1856, bill to amend chapter 3890, Revisal of 1905, in regard to building and loan associations.

Placed on the Calendar.

H. B. 1461, S. B. ——, bill to require fire insurance companies to make deposits with the Insurance Commissioner in the State of North Carolina for the protection of their contracts.

Placed on the Calendar.

H. B. 1197, S. B. 1850, bill to authorize the Governor of North Carolina to have defined and marked the boundary line between North Carolina and adjoining States.

Placed on the Calendar.

H. B. 1261, S. B. 1851, bill for a county having no newspaper to adopt one.

Placed on the Calendar.

H. B. 1363, S. B. 1861, bill to aid in the erection of the memorial commemorating the devotion of the women of North Carolina to the cause of the Southern Confederacy.

Placed on the Calendar.

H. B. 1812, S. B. 1867, bill to enlarge the State Hospital for the Dangerously Insane.

Placed on the Calendar.

H. B. 1807, S. B. 1868, bill to establish within the city of Asheville a special court, to be called the "Police Court," and prescribe the jurisdiction therefor, the same being chapter 35.

Placed on the Calendar.

H. R. 997, S. R. 1844, joint resolution in reference to a statue of Governor Vance to be placed in Statuary Hall.

Placed on the Calendar.

H. B. 987, S. B. 1843, bill to prevent the forfeiture of a life policy without notice.

Placed on the Calendar.

H. R. 621, S. B. 1836, bill to prevent blacklisting of employees.

Placed on the Calendar.

H. B. 595, S. B. 1835 (substitute), bill to amend section 5006, Revisal of 1905, so as to provide that the Keeper of the Capitol shall employ servants for the Executive Mansion.

Placed on the Calendar.

H. B. 913, S. B. 104, bill to create The State Association of County Commissioners of North Carolina, for concurrence.

Placed on the Calendar.

H. B. 2008, S. B. 473, bill to promote the cultivation of the oyster in North Carolina, for concurrence.

Upon motion, the Senate concurs in the House amendment.

H. B. 811, S. B. 1841, bill to require employers of female employees to provide seats therefor.

Placed on the Calendar.

H. B. 844, S. B. 1840, bill to facilitate the investigation of titles.

Placed on the Calendar.

H. B. 946, S. B. 1842 (substitute), bill relating to the compensation of the employees in the office of the State Librarian.

Placed on the Calendar.

H. B. 1885, S. B. 1839 (substitute), bill to prevent the fraudulent packing of apples.

Placed on the Calendar.

H. B. 1880, S. B. 1838, bill to limit the liability to be assumed by fidelity and surety companies.

Placed on the Calendar.

H. B. 512, S. B. 1830, bill to amend section 1635 of the Revisal of 1905, for the protection of married women.

Placed on the Calendar.

H. B. 490, S. B. 1831, bill to amend section 3340 of the Revisal of 1905, relative to the burning of houses.

Placed on the Calendar.

H. B. 510, S. B. 1832, bill to amend section 3803 of the Revisal of 1905, in regard to butcher records.

Placed on the Calendar.

H. B. 491, S. B. 1833, bill to prevent the burning of boats.

Placed on the Calendar.

H. B. 261, S. B. 1829, bill to establish a library commission.

Placed on the Calendar.

H. B. 2049, S. B. 1828, bill relative to the claims of W. P. Burries for labor performed, etc.

Placed on the Calendar.

H. B. 1952, S. B. 1827, bill to amend section 4129 of the Revisal of 1905 of North Carolina, relative to formation of school districts.

Placed on the Calendar.

H. B. 589, S. B. 1833, bill to amend chapter 464, Public Laws of 1907, relating to the sale of brasses and metals.

Placed on the Calendar.

H. B. 1741, S. B. 1876, bill to regulate writing deeds.

Placed on the Calendar.

H. B. 1739, S. B. 1877, bill to prohibit the sale of wine and cider within two miles of Hopewell Church, in Sampson County.

Placed on the Calendar.

H. B. 1869, S. B. 1807, bill authorizing John A. Exum to collect arrears of taxes of the tax lists of the town of Snow Hill, Greene County, for certain years.

Placed on the Calendar.

H. B. 1381, S. B. 1808, bill to change the line between College Hill and Mount Prospect graded-school districts.

Placed on the Calendar.

H. B. 1931, S. B. 1809, bill to assist poor indigent children to procure school books.

Placed on the Calendar.

H. B. 1874, S. B. 1810, bill to amend the laws as to cotton weighing in the town of Whitakers.

Placed on the Calendar.

H. B. 1809, S. B. 1812, bill to amend chapter 722, Acts of 1905, relating to hogs running at large in Dare County.

Placed on the Calendar.

H. B. 1802, S. B. 1813, bill to amend chapter 792, Public Laws of 1907, relative to the Dunn Road District, in Harnett County.

Placed on the Calendar.

H. B. 1815, S. B. 1814, bill to incorporate the State Normal and Industrial College Alumnæ Association.

Placed on the Calendar.

H. B. 390, S. B. 1815, bill to change the date mentioned in chapter 674 of the Public Laws of 1907, so as to allow widows who were married prior to 1868 to draw pensions.

Placed on the Calendar.

H. B. 1937, S. B. 1514, bill to amend chapter 120, Public Laws of special session of 1908, relative to medical depository in the town of Louisburg, North Carolina, for concurrence in House amendment.

H. R. 1885, S. R. 1817, resolution to pay the costs incurred by special committee appointed to consider the report of the auditing committee of the last General Assembly.

Placed on the Calendar.

H. B. 1493, S. B. 1826, bill to regulate the holding of primaries and primary elections in Union County.

Placed on the Calendar.

H. B. 1952, S. B. 1827, bill to amend section 4129 of the Revisal of 1905, relating to formation of school districts.

Placed on the Calendar.

H. B. 595, S. B. 1834, bill to amend section 5006 of the Revisal of 1905, so as to provide that the Keeper of the Capitol shall employ servants for the Executive Mansion.

Placed on the Calendar.

H. B. 1750, S. B. 1859, bill to amend chapter 368 of the Public Laws of 1907, relating to adulterated and misbranded foods and drugs.

Placed on the Calendar.

H. B. 1697, S. B. 1865, bill in regard to higher education of the blind.

Placed on the Calendar.

H. B. 1536, S. B. 1869, bill to amend chapter 401 of the Revisal of 1905, and to protect the State's interests by authorizing the Board of Internal Improvements to require sufficient bonds of contractors of public buildings and grounds.

Placed on the Calendar.

H. B. 1949, S. B. 1441, bill to authorize the board of Lexington Township to issue bonds, for concurrence.

On motion, the Senate concurs in House amendment, and the bill is ordered enrolled.

H. B. 1911, S. B. 1372, bill to establish a graded school in Farmers District, Randolph County, for concurrence.

On motion, the Senate concurs in House amendment, and the bill is ordered enrolled.

H. B. 1819, S. B. 1818, bill to separate the civil and criminal terms of court for Lenoir County, and to abolish the second week of the December Term.

Placed on the Calendar.

H. B. 1734, S. B. 1819, bill to incorporate the town of Glenwood, in McDowell County.

Placed on the Calendar.

H. B. 1597, S. B. 1820, bill to amend chapter 964 of the Public Laws of 1907, relative to fixing the time for the annual meeting of the Board of Directors for State Sanatorium for the Treatment of Tuberculosis.

Placed on the Calendar.

H. B. 977, S. B. 1816, bill to prevent depredations by the domestic fowls.

Placed on the Calendar.

H. B. 1706, S. B. 953, bill to incorporate the Yadkin River Railroad Company, for concurrence in House amendment.

On motion, the Senate concurs, and the bill is ordered enrolled.

H. B. 1870, S. B. 1811, bill to amend chapter 108 of the Public Laws of the extra session of 1908, relative to the open season of hunting quail in Greene County.

Placed on the Calendar.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1943, S. B. 1826, bill to regulate the holding of primaries and primary elections in Union County.

Placed on the Calendar.

It is ordered that a message be sent to the Senate informing that honorable body that the House of Representatives has adopted the conference committee's report on H. B. 1717, S. B. 1234.

The report is adopted by the Senate.

SENATE RESOLUTIONS.

Senator Manning offers the following resolution:

*Resolved by the Senate*, That the thanks of the Senate are hereby tendered to Hon. W. C. Newland, Lieutenant Governor, for his uniform courtesy to every member of the Senate, for his impartial and fair rulings, as the presiding officer of the Senate, and for his promptness in the dispatch of the business of the Senate.

The resolution is adopted by a unanimous rising vote.

Senator Pharr offers the following resolution:

*Resolved*, That the thanks of the Senate be extended to Senator Kluttz, President *pro tem.* of the Senate, for the ability, impartiality and dignity with which he has presided over the deliberations of this body.

The resolution is adopted.

Senator Mills offers the following resolution:

*Resolved*, That the thanks of the Senate be extended to the Chief Clerk of the Senate and his assistants for the ability, diligence and

intelligence with which they have handled the business of their office, and for the uniform courtesy with which they have treated the members of the Senate.

The resolution is adopted.

Senator Nimocks offers the following resolution:

*Resolved*, That the thanks of the Senate be extended to the Reading Clerk of the Senate for the intelligent and efficient manner in which he has performed the duties of this important office.

The resolution is adopted.

Senator Holden offers the following resolution:

*Resolved*, That the thanks of the Senate be, and they are hereby extended to the Engrossing Clerk of this Senate and his assistants for their courteous and able disposition of the business of their office.

The resolution is adopted.

Senator Shaw offers the following resolution:

*Be it resolved by the Senate*, That the thanks of the Senate be, and they are hereby tendered to the pages and employees for their efficient services.

The resolution is adopted.

Senator Hankins offers the following resolution:

*Whereas*, the Senator from Catawba has been recognized and known as the official adjourner of this body; and,

*Whereas*, we here all wish to bear testimony to his faithful performance of this important duty:

*Resolved*, That it shall be out of order for the President to recognize any other member of this body to make the motion to adjourn *sine die*.

The resolution is adopted.

CONFERENCE REPORT.

Senator Spence sends forward the report of Committee on Conference.

The Conference Committee on S. B. 1234, H. B. 1717, relating to the better enforcing of game laws in certain counties, report as follows:

1. That the House recede from the amendment by which the following counties were added to the bill, to-wit: Cumberland, Scotland, Rowan, New Hanover, Orange, Alamance, Bladen, Cabarrus, Anson, Person, Davidson, Halifax, Edgecombe.

That all the counties named in amendments adopted by the House be embraced in the bill, except the above named.

That the bill be amended by striking out of section 12 "Dare County."

That amendment "d" be amended by changing the date therein to May 1, 1909, so as to make the act go into effect on that date.

Respectfully submitted.

H. W. STUBBS,
A. S. RASCOE,
Z. V. TURLINGTON,
*On the part of the House.*

E. L. TRAVIS,
J. A. SPENCE,
*On the part of the Senate.*

The report is adopted, and the bill is ordered enrolled.

THE CALENDAR.

H. R. 2009, S. R. 1766, joint resolution for the relief of W. S. Lineberry.

The bill passes second and third readings and is ordered enrolled.

H. R. 1887, S. R. 1773, joint resolution in regard to Torren's Land and Title System, and for the appointment of a committee to investigate and report to the session of the next General Assembly.

Senator Nimocks moves that the bill do lie on the table.

The motion is adopted.

H. B. 1520, S. B. 1775, bill for the relief of the janitor of the Capitol.

The amendment reported by the committee is adopted, and the bill is ordered sent to the House of Representatives for concurrence in the Senate amendment.

S. B. 62, bill to transfer Madison County to the Tenth Congressional District.

Senator Manning moves that the bill do lie on the table.

The motion is adopted.

S. B. 266, bill to amend section 3817 of the Revisal of 1905, relative to the sale of dynamite.

On the motion of Senator Hankins, bill is laid on the table.

H. R. 1889, S. R. 1668, resolution relating to the Engrossing Department of the House of Representatives.

On motion, resolution is referred to Committee on Salaries and Fees.

H. B. 1885, S. B. 1817, resolution to pay the costs incurred by the special committee appointed to consider the report of the Auditing Committee of the last General Assembly.

The resolution passes second and third readings and is ordered enrolled.

S. B. 487, bill to make uniform the law of certificates of stock.

On motion of Senator Means, the bill is laid on the table.

H. B. 287, S. B. 345, bill to punish false and malicious statements discrediting the solvency of banks.

The substitute as reported by committee is adopted.

On motion of Senator Spence, the bill is laid on the table.

H. B. 1815, S. B. 1814, bill to incorporate the State Normal and Industrial College Alumnæ Association.

The bill passes second and third readings and is ordered enrolled.

H. B. 1809, S. B. 1812, bill to amend chapter 722, Acts of 1905, relating to hogs running at large in Dare County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1870, S. B. 1811, bill to amend chapter 108, Laws extra session 1908, relative to open season for hunting quail in Greene County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1869, S. B. 1807, bill authorizing John A. Exum to collect arrears of taxes on the tax list of the town of Snow Hill for certain years.

The bill passes second and third readings and is ordered enrolled.

S. B. 1158, bill to authorize the North Carolina Corporation Commission to regulate hydro-electric companies.

Senator Dockery moves that the bill do lie on the table.

The motion is adopted.

H. B. 1931, S. B. 1809, bill to assist poor and indigent children to procure school books.

The bill passes second and third readings and is ordered enrolled.

S. B. 1821, joint resolution of thanks to the Capital Club.

The resolution passes second and third readings and is sent to the House for concurrence.

H. B. 334, S. B. 1389, bill to amend chapter 210, Public Laws 1905, relative to Highway Commission of Valleytown Township, Cherokee County, on third reading.

Senator Gay calls the previous question.

The call is sustained.

The bill passes third reading and is ordered enrolled.

On motion, Senator Means is granted permission to introduce the following bill and place it on its immediate reading:

S. B. 1822, bill to establish a board of watercourse commissioners for Adams Creek, in Cabarrus County.

The bill passes its several readings and is ordered sent to the House of Representatives.

Senator Spence moves that S. B. 1185, bill for relief of Capt. C. F. Siler, an ex-Confederate soldier, be taken from the unfavorable calendar for consideration.

The bill passes second and third readings by rising vote and is ordered sent to the House of Representatives.

H. B. 790, S. B. 1803, bill to amend sections 3045, 3058, 3457, 4440, 4442, 4460 and 4508 of the Revisal, relating to public health.

The following amendment is offered:

Strike out "10" and insert "6," in line 3 of section 7.

The amendment is adopted.

The bill is ordered sent to the House for concurrence in Senate amendment.

H. B. 1624, S. B. 1486, bill to correct chapter 138, Private Laws 1907, establishing a free library in the city of Wilmington.

The bill passes second and third readings and is ordered enrolled.

H. B. 39, S. B. 1404, bill to provide for standard-weight packages of meal and flour and prevent sale of same in short-weight packages, for concurrence in House amendment.

The Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 1734, S. B. 1819, bill supplementary to an act entitled An act to incorporate the town of Glenwood, in McDowell County.

The bill passes second and third readings and is ordered enrolled.

S. B. 633, bill to regulate the practice of architecture, and creating a board of examiners and registration for the regulation of same, and providing penalties for the violation of this act.

Senator Bassett moves that the bill do lie on the table.

The motion is adopted.

S. B. 747, bill for the relief of Charles P. Gaskins, an ex-Confederate soldier, of Pitt County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1359, bill for the prevention of the spread of disease.

The bill passes second and third readings and is ordered sent to the House of Representatives.

Senator Doughton introduces a bill by unanimous consent, No. 1823, bill to provide contingent appropriation for the maintenance of the Central Hospital at Raleigh, and asks permission that the bill be placed on its immediate readings.

Senator Spence offers the following amendment:

Add at the end of section 1: *Provided*, that no more than $170 per capita per year for inmates so received.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1170, bill to prevent the directors of State institutions from electing one of their board to any position under their control.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. R. 1824, joint resolution by the Senate and House of Representatives that a commission of two Senators and three Representatives be appointed by the General Assembly of 1909 to examine the accounts of the State Treasurer, the Insurance Commissioner and the Auditor of State and report to the next session of the General Assembly.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1004, bill to amend section 367 of the Revisal, relating to actions by and against executors, administrators, etc.

The amendment reported by the committee is adopted.

Senator Pharr moves that the bill do lie on the table.

The motion is adopted.

S. B. 977, bill to amend section 4223 of the Revisal.

On motion of Senator Barringer, the bill is laid on the table.

S. B. 1356, bill to call a convention of the people of North Carolina.

On motion of Senator Dockery, the bill is laid on the table.

H. B. 1622, S. B. 841, bill to amend chapter 77 of the Revisal of 1905, entitled "Weights and Measurements," for concurrence in House amendment.

The Senate concurs in House amendment and bill is ordered enrolled.

Senator Blow moves that the vote by which H. R. 1887, S. R. 1773, joint resolution in regard to real property, was laid on the table, be reconsidered and that the resolution be taken up for consideration.

The vote to reconsider is adopted.

Senator Clark offers the following amendment:

Amend by inserting "that the committee shall consist of five persons, to be appointed by the Governor, to investigate the subject and report to the General Assembly of 1911."

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

S. R. 1825, joint resolution providing for the appointment of a member of the advisory committee of the H. L. Wyatt monument fund.

The resolution passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1082, S. B. 1121, bill to regulate fishing in Cape Fear River and its tributaries, and to prevent the use of dutch and pound nets.

Senator Clark moves to amend by striking out the word "first," after the word "may," in line 3 of section 2, and insert in lieu thereof the word "fifteenth."

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence.

H. B. 977, S. B. 1816, bill to prevent depredations by domestic fowls.

The bill passes second and third readings and is ordered enrolled.

H. B. 479, bill to regulate land surveying.

The bill passes second and third readings and is ordered sent to the House for concurrence.

H. B. 979, S. B. 1053, bill to amend chapter 213, Public Laws of 1905, to compel attendance of Indians at school.

The bill passes second and third readings and is ordered enrolled.

H. B. 1151, S. B. 1109, bill to amend chapter 59, Laws of extra session of 1908, to compel attendance of Indians at school.

The bill passes second and third readings and is ordered enrolled.

H. B. 1597, S. B. 1820, bill to amend chapter 964, Laws of 1907, fixing time for annual meeting of Board of Directors of State Sanatorium for the Treatment of Tuberculosis.

The bill passes second and third readings and is ordered enrolled.

Substitute for S. B. 1377, bill to amend the Constitution of North Carolina in several respects and provide for an election as to said amendments.

Senator Peele moves that the bill do lie on the table.

The motion is adopted.

S. B. 1517, bill to authorize the Chief Justice and Associate Justices and Judges of the Superior Courts to make recommendations looking to a reform of a judicial system of the State.

Senator Elliott moves that the bill do lie on the table.

The motion is adopted.

H. B. 1493, S. B. 1826, bill to regulate the holding of primary elections in New Hanover County, etc.

The bill passes second and third readings and is ordered enrolled.

S. B. 798, bill to amend section 3076 of the Revisal of 1905, limiting the time within which surveyors shall test their needles upon the official meridian monuments established in the different counties, with unfavorable report, by the committee.

The bill is tabled.

H. R. 1826, S. R. 1861, resolution to pay the expenses of D. M. Stringfield, contestant for seat in the House of Representatives, etc.

The resolution passes second and third readings and is ordered enrolled.

S. B. 212, bill to allow two years within which to bring action against telegraph companies.

The bill passes second and third readings and is ordered sent to the House of Representatives for concurrence.

S. B. 1739, bill to amend section 180 of the Revisal of 1905.

The bill passes second and third readings and is ordered sent to the House of Representatives.

S. B. 1160, bill to provide for the nomination of candidates.

Senator Burton moves that the bill do lie on the table.

The motion is adopted.

On motion of Senator Elliott, the Senate adjourns until 3:30 this afternoon.

### Afternoon Session.

At 3:30 o'clock the Senate reconvenes.

Senator Pharr moves that a message be sent to the House of Representatives informing that honorable body that the Senate stands ready to adjourn.

The motion is adopted.

Senator Dockery offers the following resolution:

*Resolved*, That Lew Dockstader be requested to aid in singing the closing hymns this afternoon.

The resolution is adopted.

The President appoints Senators Dockery and Manning to wait upon Mr. Dockstader.

H. B. 175, S. B. 409, bill to memorialize United States Congress to aid in construction of proposed roads.

On motion, the bill is laid on the table.

S. B. 609, bill prohibiting capital punishment in cases where the solicitor recommends mercy.

On motion, the bill is laid on the table.

H. B. 1874, S. B. 1810, bill in reference to cotton-weigher at Whitaker, in Nash County.

Senator Bassett moves that the bill do lie on the table.

The motion is adopted.

H. B. 1563, S. B. 1674, bill to amend chapter 802, Public Laws of 1905, in regard to broad tires in Charlotte Township, Mecklenburg County.

On motion, the bill is tabled.

H. B. 491, S. B. 1833, bill to prevent the burning of boats.

The bill passes second and third readings and is ordered enrolled.

H. B. 2049, S. B. 1838, bill for the relief of W. B. Burries.

The bill passes second and third readings and is ordered enrolled.

H. B. 510, S. B. 1832, bill to amend section 3803 of the Revisal of 1905, in regard to butcher records.

The bill passes second and third readings and is ordered enrolled.

H. B. 261, S. B. 1829, bill to establish a library commission.

The bill passes second and third readings and is ordered enrolled.

H. B. 512, S. B. 1830, bill to amend section 1335 of the Revisal of 1905, for the protection of married women.

Senator Spence moves that the bill do lie on the table.

The motion is adopted.

H. B. 490, S. B. 1831, bill to amend section 3340 of the Revisal of 1905, relative to the burning of houses.

The bill passes second and third readings and is ordered enrolled.

H. B. 1874, S. B. 1810, bill to amend the laws as to cotton-weigher in the town of Whitaker.

On motion, the vote by which the bill was laid on the table is reconsidered, and the bill is taken up for reconsideration.

The ayes and noes on the motion to reconsider is demanded.

The call is sustained.

The motion to reconsider is adopted, ayes 12, noes 8, as follows:

Those voting in the affirmative are: Senators Barham, Barringer, Blow, Burton, Gay, Hankins, Hawes, Holden, Lee, Ormond, Peele, Spence—12.

Those voting in the negative are: Senators Bassett, Dawes, Elliott, Johnson, Latham, Lockhart, Pharr, Wray—8.

The motion to reconsider fails of adoption.

H. B. 1952, S. B. 1827, bill to amend section 4129 of the Revisal of 1905, relating to the formation of school districts.

The bill passes second and third readings and is ordered enrolled.

S. B. 46, bill to create a highway commission, detailing the powers of the commission and prescribing the duties of the highway commissioner.

Senator Kluttz offers a substitute.

Senator Kluttz calls the previous question.

The call is sustained.

Senator Kluttz calls for the ayes and noes.

The call is sustained.

Those voting in the affirmative are: Senators Burton, Clark, Empie, Gay, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Manning, Means, Starbuck, Wray—15.

Those voting in the negative are: Senators Barham, Blow, Dawes, Doughton, Elliott, Hawes, Long of Iredell, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Spence, Tilson—15.

There being 15 Senators voting in the affirmative and 15 in the negative, the President votes aye, and the substitute is adopted.

Senator Blow moves that the bill do lie on the table.

Upon that motion the following Senators voted in the affirmative: Senators Barham, Blow, Dawes, Doughton, Elliott, Hawes, Lee, Long of Iredell, McCall, Mills, Nimocks, Ormond, Peele, Pharr, Reynolds, Shaw, Spence—17.

The following Senators voted in the negative: Senators Barringer, Burton, Clark, Dockery, Empie, Gay, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Manning, Means, Starbuck, Wray —17.

There being 17 votes in the affirmative and 17 in the negative, the President votes no, and the motion is lost.

Senator Burton offers the following amendment:

Amend by striking out "$10,000" and inserting "$5,000."

Senator Pharr offers the following amendment:

Strike out "$10,000" and insert "$3,000."

Senator Blow offers the following amendment:

Strike out "$10,000" and insert "$1,000."

The amendments fail of adoption.

Senator Empie calls the previous question.

The call is sustained.

The amendment offered by Senator Pharr fails of adoption, ayes 17, noes 18, as follows:

Those voting in the affirmative are: Senators Barham, Bassett, Blow, Dawes, Doughton, Elliott, Hawes, Lee, Long of Iredell, McCall, Mills, Nimocks, Peele, Pharr, Reynolds, Shaw, Spence—17.

Those voting in the negative are: Senators Barringer, Burton, Clark, Dockery, Empie, Gay, Hankins, Holden, Johnson, Jones, Kluttz, Latham, Lockhart, Manning, Means, Ormond, Starbuck, Wray—18.

Senator Blow moves to adjourn until 7:30 P. M.

The motion is lost.

The bill passes its third reading and is ordered sent to the House of Representatives.

S. B. 1837, bill supplemental to an act ratified March 2, 1909, being an act to provide for the working of the public roads of Robeson County and the levying of a special tax for the same.

The bill passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. B. 424, S. B. 856, bill to amend section 2634 of the Revisal of North Carolina, in regard to the penalty law.

On motion of Senator Mills, the bill is laid on the table.

S. B. 104, H. B. 1142, bill to create State Association of County Commissioners of North Carolina, for concurrence in House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 621, S. B. 1836, bill to prevent blacklisting of employees, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 595, S. B. 1835, bill to amend section 5006 of the Revisal, so as to provide that the Keeper of the Capitol shall provide servants for the Executive Mansion.

H. B. 858, S. B. 585, bill to amend chapter 464, Public Laws of 1907, relating to the sale of brasses and other metals, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1381, S. B. 1308, bill to change the boundary line between College Hill and Mount Pleasant graded-school districts, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1001, S. B. 1726, bill to amend chapter 97, sections 4564 and 4565 of the Revisal, entitled "Hospitals for the Insane."

Senator Jones offers the following amendment:

Amend by striking out all of said section after the word "and." in line 13 thereof.

The amendment is adopted.

The bill, as amended, passes second and third readings and is ordered sent to the House for concurrence in Senate amendment.

H. B. 1819, S. B. 1818, bill to separate the civil and criminal terms of court for Lenoir County, and to abolish the second week of the December Term, on second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 1802, S. B. 1813, bill to amend chapter 792, Public Laws of 1907, relating to the Dunn Road District of Harnett County, on second reading.

The bill passes second and third readings and is ordered enrolled.

On motion of Senator Dockery, the thanks of the Senate are extended to the Dockstader Minstrels for the entertainment in the Senate Chamber this afternoon.

H. B. 811, S. B. 1841, bill to require employers of female employees to provide seats therefor.

The bill passes second and third readings and is ordered enrolled.

H. B. 880, S. B. 1838, bill limiting the liabilities to be assumed by fidelity and surety companies.

On motion of Senator Nimocks, the bill is laid on the table.

H. B. 844, S. B. 1840, bill to facilitate the investigation of titles.

On motion of Senator Spence, the bill is laid on the table.

H. B. 885, S. B. 1839, bill to prevent fraudulent packing of apples.

On motion of Senator Pharr, the bill is laid on the table.

On motion of Senator Dockery, the Senate takes recess until 11 o'clock.

At 11 o'clock, the Senate reconvenes, and consideration of bills and resolutions on the Calendar is resumed.

H. R. 946, S. R. 1842, resolution relating to the compensation of employees of the State Library.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1261, S. B. 1851, bill for a county having no newspaper to adopt one.

On motion of Senator Peele, the bill is laid on the table.

H. B. 1285, S. B. 1853, bill to protect rainbow and mountain trout in the streams of Western North Carolina.

The bill passes second and third readings and is ordered enrolled.

S. B. 363, H. B. 1461, bill to require fire and casualty companies to deposit a certain amount in cash or securities with the Insurance Commissioner, for concurrence in House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 1435, S. B. 1854, bill to validate marriages heretofore solemnized by unordained ministers of the gospel.

The bill passes second and third readings and is ordered enrolled.

H. B. 1416, S. B. 1865, bill to amend section 2697 of Revisal, relative to public roads.

On motion of Senator Spence, the bill is laid on the table.

H. B. 1197, S. B. 1850, bill to authorize the Governor of North Carolina to have defined and marked the boundary lines between North Carolina and any adjoining State.

On motion, the bill is laid on the table.

H. B. 1329, S. B. 1849, bill to establish a State conservation commission.

On motion of Senator Elliott, the bill is laid on the table.

H. B. 1533, S. B. 1863, bill to establish a special criminal court in the city of New Bern and in Seventh and Eighth townships, and to prescribe the jurisdiction thereof.

The bill passes second and third readings and is ordered enrolled.

H. B. 1456, S. B. 1856, bill to amend chapter 3890 of Revisal, in regard to building and loan associations.

The bill passes second and third readings.

Senator Pharr moves to reconsider the vote by which the bill passed third reading.

The motion to reconsider is adopted, and upon motion of Senator Pharr, the bill is laid on the table.

H. B. 1750, S. B. 1859, bill to amend chapter 368, Public Laws of 1907, relating to adulterated and misbranded foods and drugs.

The bill passes second and third readings and is ordered enrolled.

H. B. 1363, S. B. 1861, bill to aid in the erection of a memorial commemorating the devotion of the women of North Carolina to the cause of the Southern Confederacy.

Upon passage of the bill on its second reading, Senator Means calls for the ayes and noes.

The call is sustained.

The bill fails to pass second reading, ayes 13, noes 15, as follows:

Those voting in the affirmative are: Senators Barham, Burton, Clark, Dawes, Dockery, Hankins, Jones, Long of Person, Manning, Means, Mills, Nimocks, Starbuck—13.

Those voting in the negative are: Senators Bassett, Blow, Doughton, Elliott, Holden, Lee, Lockhart, Long of Iredell, McCall, Ormond, Peele, Pharr, Powell, Shaw, Spence—15.

H. B. 1536, S. B. 1869, bill to amend chapter 101 of the Revisal of 1905, and to protect the State's interests by authorizing the Board of Internal Improvements to require sufficient bonds of contractors of public buildings and grounds.

On motion, the bill is laid on the table.

H. B. 1670, S. B. 1862, bill to fix the salaries of county officers, and create the office of auditor for Craven County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1521, S. B. 1857, bill to amend chapter 66 of the Revisal, relating to Board of Public Charities.

The bill passes second and third readings and is ordered enrolled.

H. B. 1398, S. B. 1860, bill to regulate distribution of samples of patent, proprietary or any other kind of medicine from house to house and otherwise.

On motion of Senator Pharr, the bill is laid on the table.

H. B. 1807, S. B. 1868, bill to establish within the city of Aseville a special court, to be called the "Police Court," and prescribe the jurisdiction thereof, the same being chapter 35, Private Laws of 1905.

The bill passes second and third readings and is ordered enrolled.

ENROLLED BILLS.

The Committee on Enrolled Bills reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

H. B. 1884, S. B. 1757, an act to make appropriations for State institutions.

H. R. 1951, S. R. 1740, resolution in the interest of certain clerks of the General Assembly.

H. B. 1723, S. B. 1761, an act to incorporate the town of Otto, in Macon County.

H. B. 1814, S. B. 1746, an act to provide for an election in School District No. 4, for the white race, in Gates County.

H. B. 928, S. B. 1208, an act to amend section 3733 of the Revisal of 1905, in regard to public drunkenness.

H. B. 1969, S. B. 708, an act to divide the Board of County Commissioners of New Hanover County into two classes.

H. B. 660, S. B. 1719, an act to establish a reformatory or manual training school for the detention and reformation of the criminal negro youth of the State.

H. B. 1424, S. B. 1301, an act to amend chapter 369 of the Private Laws of 1899.

H. B. 1805, S. B. 1744, an act to amend chapter 432 of the Public Laws of 1907, entitled An act providing for the better construction and keeping in repair the public roads of Wayne County.

H. R. 1927, S. R. 1798, resolution concerning certain employees of the General Assembly.

H. B. 1871, S. B. 1763, an act relating to the construction of a public road in Tyrrell County.

H. B. 1622, S. B. 1742, an act to provide for the cleaning out of the head of Pungo River, digging a canal for the drainage of the land around the head of said river and on either side of same, and building a public road for the benefit of the people living at the head of said river and on either side.

H. B. 1274, S. B. 1612, an act for the relief of flood sufferers in School District No. 4, French Creek Township, Bladen County.

H. B. 1626, S. B. 1686, an act to repeal chapter 389, Public Laws of 1903, so as to include J. A. Stamper and his farm in Wilkes County.

H. B. 390, S. B. 1815, an act to amend chapter 674 of the Public Laws of 1907.

H. B. 1228, S. B. 1518, an act to amend chapter 256 of the Public Laws of 1907, in relation to raising revenue.

H. B. 1229, S. B. 1751, an act to amend an act to provide for the assessment of property and collection of taxes.

H. B. 839, S. B. 1404, an act to provide for standard-weight packages of meal and flour and to prevent the sale of same in short-weight packages.

H. B. 1869, S. B. 1807, an act to authorize John A. Exum to collect arrears of taxes on the tax list of the town of Snow Hill, Greene County, for certain years.

H. B. 1706, S. B. 953, an act to incorporate Yadkin River Railroad Company.

H. B. 1669, S. B. 1743, an act to allow the people of Craven County,

or the people of the several townships of said county, to vote bonds for the purpose of building, mending and improving by macadamizing or otherwise, the public roads and streets in said county and townships.

H. B. 1911, S. B. 1372, an act to establish a graded school in Farmer District, Randolph County.

H. B. 2059, S. B. 1170, an act to prevent boards of directors of State institutions from electing one of their number to any position under their control.

H. B. 179, S. B. 753, an act for the separation of white and colored prisoners in the State Penitentiary and in the county jails and convict camps during sleeping and eating hours.

H. B. 1759, S. B. 1750, an act to provide for the construction, repair and maintenance of the public roads of Nashville Township, Nash County.

H. B. 1151, S. B. 1100, an act to amend chapter 59, Public Laws extra session of 1908, to compel attendance of Indians at school.

H. B. 1931, S. B. 1809, an act to assist poor and indigent children to procure necessary school books.

H. B. 1322, S. B. 841, an act to amend chapter 77, Revisal of 1905, entitled "Weights and Measures."

H. B. 918, S. B. 1123, an act to amend section 3471 of the Revisal of 1905, relative to shipping certain birds from the State.

H. R. 1826, S. R. 1681, resolution to pay the expenses of D. M. Stringfield, contestant for a seat in the House of Representatives.

H. B. 1958, S. B. 1522, an act to authorize the townships of Randolph County to issue bonds for the permanent improvement of their public roads.

H. B. 2033, S. B. 1788, an act to provide necessary clerical help to Insurance Department.

H. B. 1717, S. B. 1234, an act for the better enforcement of the game laws in certain counties.

H. B. 1950, S. B. 1542, an act to appoint justices of the peace for the several counties of North Carolina.

H. B. 1934, S. B. 1514, an act to amend chapter 120, Public Laws of the special session of 1908, relative to medical depositories in the town of Louisburg.

H. B. 1959, S. B. 1528, an act to amend chapter 93 of the Laws of 1883, incorporating the town of Chadbourn, Columbus County.

H. B. 1734, S. B. 1819, an act supplementary to an act entitled An act to incorporate the town of Glenwood, in McDowell County.

H. R. 1885, S. R. 1817, resolution to pay the costs incurred by the special committee appointed to consider the report of the Auditing Committee of the last General Assembly.

H. B. 1961, S. B. 1446, an act to validate a certain election held in the town of Bryson City on the 7th day of May, 1907, and for other purposes.

H. B. 1624, S. B. 1486, an act to amend chapter 138 of the Private Laws of 1907.

H. B. 1910, S. B. 1368, an act to incorporate and restore corporate powers to the town of Gatesville, in the county of Gates, and to define the corporate limits of said town.

H. R. 2055, S. R. 1823, joint resolution providing contingent appropriation for maintenance of the Central Hospital at Raleigh.

H. R. 2009, S. R. 1766, joint resolution for the relief of Captain W. S. Lineberry.

H. B. 1815, S. B. 1814, an act to incorporate the State Normal and Industrial College Alumnæ Association.

H. B. 2050, S. B. 1806, an act to abolish the March Term of the Superior Court of Moore County.

H. B. 2051, S. B. 1791, an act for the better enforcement of the game laws in Catawba and Martin counties.

H. B. 1946, S. B. 1378, an act to amend subsection 1 of section 28 of Revisal of 1905 of North Carolina, about executors qualifying.

H. R. 1053, S. R. 1724, resolution concerning clerks to the committees.

H. B. 1144, S. B. 1197, an act to amend chapter 71 of Private Laws of 1901.

H. B. 1520, S. B. 1775, an act for the relief of the janitor of the Capitol.

H. B. 1897, S. B. 692, an act to amend chapter 457 of the Public Laws of 1907, relating to the election of directors of corporations.

H. B. 1809, S. B. 1812, an act to amend chapter 722, Acts of 1905, relating to hogs running at large in Dare County.

H. B. 1870, S. B. 1811, an act to amend chapter 108 of the Public Laws of the extra session of 1908, relative to the open season for quail hunting in Greene County.

H. B. 1993, S. B. 1250, an act relating to Ingold Special-tax District, in Sampson County.

H. B. 1176, S. B. 1040, an act to protect game in Wake County.

H. B. 37, S. B. 368, an act for the protection of quail and partridges in Sampson County.

H. B. 1999, S. B. 1008, an act to protect game in Catawba County.

H. B. 1989, S. B. 1330, an act to require the commissioners of Harnett County to elect a standard-keeper for Harnett.

H. B. 1963, S. B. 1730, an act to appoint a justice of the peace for Iredell County.

H. B. 1211, S. B. 1611, an act to amend section 1884 of the Revisal of 1905, so as to make the close season in Granville County begin on the first day of February instead of the first day of March.

H. B. 1192, S. B. 1530, an act to increase the number of commissioners for Greene County.

H. B. 1968, S. B. 801, an act to establish a new school district in Rutherford and Polk counties.

H. B. 1713, S. B. 1188, an act to amend chapter 21 of the Revisal of 1905, relating to the dissolution of corporations.

H. B. 1937, S. B. 1479, an act to provide for a proper examination and checking up of State departments and institutions.

H. B. 1129, S. B. 660, an act to appoint P. H. Walker a justice of the peace in Hendersonville Township, and J. O. Bell and M. L. Owens justices of the peace in and for Green River Township, Henderson County, and to authorize them to appoint special constables with police powers.

H. B. 2007, S. B. 1507, an act to validate certain probates of certain acting justices of the peace in Northampton County.

H. B. 2003, S. B. 1325, an act to authorize the town of Southern Pines to advertise.

H. B. 1752, S. B. 1715, an act to improve the highways of Rowan County.

H. B. 1985, S. B. 1387, an act to amend the charter of the Statesville Loan and Trust Company, chapter 76, Private Laws of North Carolina of 1901.

H. B. 1828, S. B. 1006, an act to refund the floating debt of Elizabeth City.

H. B. 1784, S. B. 1246, an act to create a recorder's court for the town of Belhaven and Pantego Township, and to define the jurisdiction and territory thereof.

H. B. 2002, S. B. 1174, an act for the protection of dogs in Catawba County.

H. B. 1979, S. B. 1543, an act to amend the compulsory education law of the city of Asheville, North Carolina.

H. B. 1990, S. B. 1326, an act for the relief of Thomas M. Seawell.

H. B. 1978, S. B. 1638, an act to amend section 1 of chapter 829 of the Public Laws of North Carolina of 1905, regulating certain official fees and salaries in Mecklenburg County.

H. B. 1977, S. B. 1445, an act to amend section 2802 of the Revisal of 1905, relating to pay of surveyors of Nash and Edgecombe counties.

H. B. 1975, S. B. 1435, an act to give to the courts that are now used in New Hanover County exclusively for criminal cases, civil jurisdiction.

H. B. 2000, S. B. 957, an act to secure the better drainage of Hoyles Creek, in Lincoln and Gaston counties.

H. B. 1988, S. B. 1363, an act to amend chapter 938, Public Laws of 1907, relating to special tax for public schools in Davidson County.

H. B. 1192, S. B. 1251, an act to provide for the establishment of a high school at Cowee, Macon County.

H. B. 1995, S. B. 1240, an act to protect birds during the breeding season in Rockingham County.

H. B. 884, S. B. 1755, an act to compromise, adjust and settle the indebtedness of the University to the estate of the late Governor David L. Swain.

H. B. 2006, S. B. 1447, an act to validate certain probates of William L. Knight, a notary public in and for Northampton County.

H. B. 1907, S. B. 1327, an act to allow the Board of Aldermen of

the city of New Bern to accept and pay for pavement and curbing on sidewalks heretofore made by owners of property abutting.

H. B. 1207, S. B. 1206, an act to incorporate the town of Weaverville, in the county of Edgecombe.

H. B. 1667, S. B. 1790, an act to amend chapter 316, Public Laws of 1907, relating to the militia.

H. B. 1821, S. B. 1753, an act to amend the charter of the city of Charlotte and to revise the same.

H. B. 1609, S. B. 1778, an act to make the provisions of chapter 699 of the Public Laws of 1907 apply to Harnett County.

H. B. 840, S. B. 1408, an act to incorporate the Sons and Daughters of Jacob.

H. B. 1565, S. B. 1758, an act to provide for the erection of a dormitory at the Colored Orphan Asylum, at Oxford, North Carolina.

H. B. 1672, S. B. 1606, an act to amend chapter 508, Public Laws of 1907, by adding the word "Vance."

H. B. 327, S. B. 1720, an act to amend chapter 18, section 4, of the Private Laws of 1889, relative to the Trustees of Kittrell College.

H. B. 1820, S. B. 1779, an act to extend the time for the commencement of the work on the Southport, Northern and Western Railroad Company for two years from and after the 6th day of March, 1909.

H. B. 1749, S. B. 1785, an act to provide for and regulate holding of primary elections in the county of Warren.

H. B. 1642, S. B. 1164, an act for the relief of H. C. Kearney, Sheriff of Franklin County.

H. B. 1122, S. B. 627, an act for the relief of prisoners in jail in Richmond County, awaiting trial, allowing them to work the public roads.

H. B. 1735, S. B. 1556, an act supplementary to an act entitled An act to incorporate the town of Nebo, McDowell County.

H. B. 1392, S. B. 1594, an act to create and establish a free-school district at Round Peak, Surry County.

H. B. 2022, S. B. 41, an act to extend State aid to the movement for the erection of a monument to Henry L. Wyatt.

H. B. 1657, S. B. 1394, an act relating to the control and management of automobiles and other vehicles upon the public roads and highways of New Hanover County.

H. B. 1154, S. B. 1200, an act to amend section 55, chapter 120, Private Laws of 1885.

H. B. 1406, S. B. 1734, an act for a new charter for the city of Southport, North Carolina.

H. B. 1519, S. B. 1567, an act to regulate the construction of barbed-wire fences in Jackson County.

H. B. 1764, S. B. 1692, an act to protect oysters in Pamlico County.

H. B. 1972, S. B. 1640, an act to amend section 116 of chapter 342 of the Private Laws of North Carolina of 1907, relative to the police and fire departments of the city of Charlotte.

H. B. 1973, S. B. 1431, an act to make applicable to and obligatory

upon the town of Red Springs, North Carolina, subchapter 11 of chapter 73 of the Revisal of 1905.

H. B. 1976, S. B. 1442, an act to amend chapter 14, Private Laws of 1907, relative to charter of town of Lexington.

H. B. 1962, S. B. 1648, an act to regnlate hunting in Steeles Township, Richmond County, North Carolina.

H. B. 1964, S. B. 1651, an act for the protection of game in Gaston and Lincoln counties.

H. B. 1974, S. B. 1432, an act to regulate the shooting and sale of certain birds in New Hanover, Brunswick and Pender counties.

H. B. 1738, S. B. 1671, an act to authorize the Board of Trustees of Cleveland Township, Johnston County, to sell a tract of one acre of land belonging to Cleveland Township.

H. B. 1876, S. B. 1767, an act to amend chapter 675 of the Public Laws of 1907, relative to the road law of Iredell County.

H. B. 1724, S. B. 1747, an act to establish Harnett Chapel Public-school District in the counties of Harnett and Wake.

H. B. 1525, S. B. 1421, an act to extend the time for the completion of the Wilmington, Brunswick and Southern Railroad.

H. B. 1980, S. B. 1643, an act to create the office of auditor for Onslow County.

H. B. 1766, S. B. 1762, an act to enforce the game laws in Cleveland County.

H. B. 1991, S. B. 1312, an act to incorporate the Durham School of Music.

H. B. 1736, S. B. 1711, an act to prevent the throwing or dumping of sawdust in North Fork and its tributaries, above the drawbridge, in McDowell County.

H. B. 487, S. B. 771, an act to regulate hunting and killing game in Halifax County.

H. B. 1986, S. B. 1661, an act to amend section 3382a of the Revisal of 1905, as to placing sawdust in the tributaries of the South Fork River and other streams, in Burke County.

H. B. 2001, S. B. 914, an act to protect game in Steeles Township, in Richmond County.

H. B. 1728, S. B. 1729, an act to confer police powers on sheriffs and constables at Saxapahaw Mills, Thompsons and Newlins townships, Alamance County.

H. B. 778, S. B. 1689, an act for the relief of R. L. Plinner, a school teacher in Ashe County.

H. B. 1324, S. B. 1589, an act to amend section 4145 of the Revisal of 1905 of North Carolina.

H. B. 1980, S. B. 1643, an act to create the office of auditor of Onslow County.

H. B. 1602, S. B. 1672, an act to abolish the special school district, Cumnock, North Carolina.

H. B. 975, S. B. 1274, an act for the relief of M. C. Honeycutt, ex-Sheriff of Yancey County.

H. B. 2011, S. B. 1794, an act for the relief of James Eldridge, a public-school teacher of Sampson County.

H. B. 1150, S. B. 1199, an act to correct State Grant No. 44, issued to Marcus L. Green in 1871.

H. B. 1868, S. B. 1784, an act to amend chapter 927 of the Public Laws of 1907, relative to primary elections in Hertford County.

H. B. 1700, S. B. 116, an act to amend chapter 218 of the Public Laws of 1907, entitled An act denouncing conduct within the State of North Carolina which interferes with trade and commerce.

H. B. 1778, S. B. 1074, an act to authorize the commissioners of Gaston County to issue bonds to defray the expenses of the erection of a courthouse or jail or both, as they may deem necessary, and for the purchase of a site or sites for such courthouse and jail if such board of county commissioners may deem it necessary.

H. B. 1780, S. B. 1238. an act to authorize the commissioners of Edgecombe County to fund the debt of the county and levy a special tax to pay the same.

H. B. 1922, S. B. 1764, an act relating to court stenographer for Lenoir County.

H. B. 1239, S. B. 136, an act for prohibiting hunting-dogs from running at large during the breeding season of birds.

H. B. 1679, S. B. 1569, an act to establish the dividing line between the counties of Gaston and Lincoln.

H. B. 1339, S. B. 1774, an act to make and create a school district, to be known as Bayboro White School District, in Pamlico County.

H. B. 1996, S. B. 1228, an act to allow the ex-Sheriff of Rutherford County to collect arrearages of taxes.

H. B. 1902, S. B. 1179, an act to empower cities and towns of Lee County to condemn lands for sewerage systems.

H. B. 1967, S. B. 1732, an act to appoint members of the county boards of education.

H. B. 1665, S. B. 1605, an act to provide for condemnation of a site for a union depot in New Bern.

H. B. 1899, S. B. 112, an act to provide for the inspection of illuminating oils and fluids.

H. B. 1886, S. B. 1796, an act to amend section 4097 of the Revisal of 1905 of North Carolina, relating to the appropriation to the public schools, and also chapter 674 of the Public Laws of 1907, relating to Confederate pensions.

H. B. 1014, S. B. 1592, an act to amend section 2776 of the Revisal of 1905, and to prescribe fee of register of deeds for cancelling mortgages, deeds of trust or other instruments intended to secure the payment of money.

H. B. 1854, S. B. 1239, an act to revise the charter of the Trustees of North Carolina College, Mount Pleasant, North Carolina.

H. B. 1947, S. B. 1430, an act providing for the construction and keeping in repair the public roads of Wilkes County.

H. B. 1843, S. B. 1429, an act to fix salaries for certain public officers in Pitt County.

H. B. 1882, S. B. 1799, an act to provide for sale of market-house in the city of Raleigh, North Carolina.

H. B. 1518, S. B. 1482, an act for the relief of Riley Hill Baptist Church.

H. B. 1816, S. B. 1777, an act to authorize the County Board of Education of Wilkes County to pay J. J. Hendren, a public-school teacher, an unpaid balance of salary.

H. B. 1402, S. B. 1802, an act to provide for building the Statesville Air Line Railroad.

H. B. 1454, S. B. 1574, an act to increase the pay of jurors in Granville County to $2 per day.

H. B. 1404, S. B. 1581, an act to correct calls in land grant in Ashe County.

H. B. 1765, S. B. 1718, an act to authorize the Road Commissioners of Monroe Township, in the county of Union, to issue bonds for the purpose of improving the public roads of said township.

H. B. 1970, S. B. 1708, an act supplemental to an act to establish a special criminal court for the county of New Hanover, and to prescribe the jurisdiction thereof, ratified on the first day of March, 1909.

H. B. 1965, S. B. 1649, an act authorizing the commissioners of Richmond County to compensate the sheriff for expenses incidental to holding courts.

H. B. 1966, S. B. 1646, an act relative to compensation of the Clerk of the Superior Court of Richmond County for keeping minutes of the courts of said county.

H. B. 1773, S. B. 843, an act to amend and consolidate the charter of the town of Kings Mountain, North Carolina.

H. B. 1448, S. B. 1575, an act to repeal chapter 61, Public Laws of 1889, relating to road certificates and the granting of land in Jackson County.

H. B. 1948, S. B. 1438, an act to erect a municipal building in the city of Raleigh.

H. B. 1984, S. B. 1708, an act to amend chapter 20, Public Laws of 1907, relating to repairs of public roads of Forsyth County.

H. B. 1983, S. B. 1707, an act to incorporate the town of Woodleaf, in Rowan County.

H. B. 1982, S. B. 1324, an act to authorize the town of Rockingham to expend money to let the country know what a good town it is.

H. B. 1987, S. B. 1647, an act relative to the compensation of the Treasurer of Richmond County.

H. B. 1494, S. B. 1340, an act to authorize the merger of a railroad company to be organized in North Carolina with the Virginia-Southern Railroad Company or with another railroad company of Virginia or Tennessee, and for other purposes.

H. B. 1994, S. B. 1259, an act relating to Holly Grove Special-tax District, in Sampson County.

H. B. 790, S. B. 1803, an act to amend sections 3045, 3058, 3457, 4440, 4442, 4444, 4457, 4460 and 4508 of the Revisal of 1905, relating to the public health.

H. B. 1389, S. B. 1769, an act to prevent the indiscriminate manufacture and sale of duplicate switch-lock keys.

H. B. 1633, S. B. 1684, an act relative to advertisement of public sales.

H. B. 1751, S. B. 1655, an act to amend section 1708, Revisal of 1905, relative to advertising lands for sale.

H. B. 194, S. B. 540, an act to incorporate Asheville and East Tennessee Railroad Company.

H. B. 1720, S. B. 1760, an act for the relief of the gardener of the Capitol Square.

H. B. 920, S. B. 1653, an act to aid the Law School of the University of North Carolina.

H. B. 1006, S. B. 1804, an act to amend section 1733, chapter 37, of the Revisal of 1905, in relation to grants.

H. B. 1170, S. B. 991, an act to provide for a system of permanent road building in Granville County, and to authorize the Board of Commissioners of Granville County to issue bonds, and for other purposes.

H. B. 978, S. B. 1792, an act to incorporate the Yadkin Valley Bank.

H. B. 1343, S. B. 1295, an act to amend, revise and consolidate the charter of the town of Snow Hill, North Carolina.

H. B. 1231, S. B. 496, an act to amend section 3057 of the Revisal of 1905, relating to the State Laboratory of Hygiene.

H. B. 754, S. B. 27, an act to authorize and direct sheriffs and other officers to seize and destroy distilleries and apparatus used in the manufacture of intoxicating liquors in violation of the laws of North Carolina.

H. B. 1531, S. B. 1633, an act to amend the charter of the city of Charlotte, and revise the same.

H. R. 1185, S. R. 1654, joint resolution relative to establishing a coaling station at Southport, North Carolina.

H. B. 2012, S. B. 1793, an act authorizing and empowering the commissioners of Haywood County to purchase a clock for the courthouse.

H. B. 1796, S. B. 1659, an act to amend chapter 14, Private Laws of 1907, relative to charter of town of Lexington.

H. B. 1761, S. B. 1658, an act to amend section 3769, Revisal of 1905.

H. B. 1758, S. B. 1717, an act authorizing the commissioners of Nash County to issue bonds for Castalia Township for the purpose of aiding in the construction of a railroad to Castalia.

H. B. 1756, S. B. 1716, an act to authorize the trustees of the graded schools of Goldsboro Township to issue bonds.

H. B. 803, S. B. 884, an act to repeal chapter 773 of the Public Laws of 1907, relative to the public roads of Alexander County.

H. B. 576, S. B. 1690, an act to abolish the special provisions of the Revisal of 1905, relating to negotiable instruments maturing on Saturday, and to amend sections 2234 and 2296 of the Revisal of 1905 for that purpose.

H. B. 717, S. B. 1797, an act to regulate the setting of nets and fishing in Neuse and Trent rivers.

H. B. 420, S. B. 1714, an act to authorize the Board of Commissioners of Buncombe County to construct a bridge across the French Broad River.

H. B. 1981, S. B. 1644, an act to authorize the Board of Commissioners of Randolph County to use certain funds for building a new courthouse and bridges.

H. B. 1401, S. B. 1691, an act to allow the Attorney-General a law clerk.

H. B. 1430, S. B. 1564, an act to change the line between Danbury and Snow Creek townships, Stokes County.

H. B. 565, S. B. 146, an act to place the public officers of Henderson County on salary, and to regulate the use and management of the county courthouse.

H. B. 1804, S. B. 1697, an act to protect growing crops in Richland Township, Beaufort County.

H. B. 1797, S. B. 1660, an act to amend section 2798 of the Revisal of 1905.

H. B. 1625, S. B. 1544, an act to regulate pay of jurors for Dare County.

H. B. 1070, S. B. 166, an act to amend chapter 850, Public Laws of 1907, in reference to separation of races in street cars.

H. B. 850, S. B. 604, an act to repeal chapter 924 of the Public Laws of 1907, relative to the encouragement of immigration.

H. B. 2029, S. B. 1882, bill to amend section 1589 of the Revisal of 1905, relative to contracts known as futures.

H. B. 491, S. B. 1833, an act to prevent the burning of boats.

H. B. 589, S. B. 1835, an act to amend chapter 464 of the Public Laws of 1907.

H. B. 1952, S. B. 1837, an act to amend section 4129 of the Revisal of 1905, relating to the formation of school districts.

H. R. 2049, S. R. 1820, resolution in favor of W. P. Burrus.

H. B. 741, S. B. 874, bill to create the Mayor of Wingate, in the county of Union, a justice of the peace.

H. B. 811, S. B. 1841, an act to require employers of female employees to provide seats therefor.

H. B. 621, S. B. 1836, an act to prevent blacklisting of employees.

H. B. 1933, S. B. 1058, an act to validate certain deeds and conveyances of corporations prior to January 1, 1900.

H. B. 595, S. B. 1834, an act to amend section 5006 of the Revisal of 1905, so as to provide that the Keeper of the Capitol shall employ servants for the Executive Mansion.

H. B. 1351, S. B. 1808, an act to change the line between College Hill and Mount Prospect graded-school districts, in Union County.

H. B. 1802, S. B. 1813, an act to amend chapter 1892 of the Public Laws of 1907, relating to the Dunn Road District.

H. B. 490, S. B. 1831, an act to amend section 3340 of the Revisal of 1905, relative to the burning of houses.

H. B. 2024, S. B. 1741, an act to provide for the holding of the Superior Court in the Eighth Judicial District.

H. B. 510, S. B. 1832, an act to amend section 3803 of the Revisal of 1905.

H. B. 1819, S. B. 1818, an act to separate the civil and criminal courts for Lenoir County.

H. B. 1468, S. B. 619, an act to compel express companies to make prompt settlements on cash-on-delivery shipments.

H. B. 913, S. B. 104, an act to create State Association of County Commissioners of the State of North Carolina.

H. B. 1074, S. B. 547, an act to amend chapter 224 of the Public Laws of 1907, relative to working prisoners on the roads at their own request.

H. B. 1571, S. B. 366, an act to amend section 1980 of the Revisal of 1905.

H. B. 2008, S. B. 473, an act to promote the cultivation of the oyster industry in North Carolina.

H. B. 1926, S. B. 1765, an act to preserve the integrity of the ballot and prevent election frauds in New Hanover County.

H. B. 1082, S. B. 1121, an act to regulate fishing on the Cape Fear River and its tributaries, and to prevent the use of dutch and pound nets.

H. B. 1949, S. B. 1441, an act to authorize the Board of Lexington Township to issue bonds.

H. B. 1960, S. B. 1511, an act to promote highways in Marsh Hill Township.

H. B. 1597, S. B. 1820, an act to amend chapter 964 of the Public Laws of 1907.

H. B. 1957, S. B. 1650, an act to improve the highways in Halifax County.

H. B. 977, S. B. 1816, an act to prevent the depredation of domestic fowls.

H. B. 979, S. B. 1053, an act to amend chapter 213 of the Public Laws of 1905, to compel the attendance of Indians at school.

H. B. 1378, S. B. 1709, an act to regulate the compensation of the county officers of Cleveland County.

H. B. 1493, S. B. 1826, an act to regulate the holding of primary elections in Union County.

THE CALENDAR.

H. B. 1688, S. B. 1864, bill to prohibit the sale of wine, cider or any intoxicating liquors within three miles of East Arcadia, in Bladen County.

The bill passes second and third readings and is ordered enrolled.

H. R. 1698, S. R. 1866, joint resolution of the Senate and House of Representatives petitioning the United States Congress to make surveys of Scuppernong River.

The bill passes second and third readings and is ordered enrolled.

H. B. 1505, S. B. 1858, bill to amend sections 224 and 239 of chapter 7 of the Revisal, relating to bank stock.

Senator Peele moves to amend:

Amend by striking out section 2.

The amendment is adopted.

Senator Pharr moves that the bill be laid on the table.

The motion is lost.

The bill, as amended, passes second and third readings and is ordered sent to the House of Representatives for concurrence.

H. R. 1697, S. R. 1865, resolution in regard to the higher education of the blind.

The bill passes second and third readings and is ordered enrolled.

H. B. 987, S. B. 1843, bill to prevent the forfeiture of a life policy without notice.

The bill passes second and third readings and is ordered enrolled.

S. B. 1875, bill to provide for a stock law in Lee County.

The bill passes second and third readings and is ordered sent to the House of Representatives.

H. B. 1864, S. B. 1870, bill to amend chapter 399, Public Laws of 1907, relating to primaries in Scotland County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1921, S. B. 1874, bill to prevent trespassing upon the grounds of the Hospital for the Insane, in Wake County.

On motion, the bill is laid on the table.

H. R. 1011, S. R. 1892, resolution of the General Assembly concerning freight rates, upon concurrence in House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

On motion of Senator Blow, the Senate adjourns until 9:30 tomorrow morning.

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## FIFTY-FOURTH DAY.

SENATE CHAMBER, March 9, 1909.

The Senate convenes pursuant to adjournment.

Prayer by Rev. W. C. Tyree.

The Committee on Daily Journal reports no corrections in the Journal of yesterday's proceedings, and the same stands approved.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1729, S. B. 1777, bill to prohibit the sale of wine and cider within two miles of Hopewell Church, in Sampson County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1921, S. B. 1874, bill to prohibit trespassing upon the grounds of the Hospital for the Insane, in Wake County.

Senator Spence moves that the bill do lie on the table.

The motion is adopted.

H. B. 1879, S. B. 1873, act supplemental to an act passed by the present General Assembly relative to small fish in Pamlico Sound.

The bill passes second and third readings and is ordered enrolled.

H. B. 1741, S. B. 1876, bill to regulate the writing of deeds.

On motion of Senator Blow, the bill is laid on the table.

H. B. 1904, S. B. 1542, bill to prevent the sale of near-beer, star-beer, bull-head, and other intoxicants within a radius of one and one-half miles of the Methodist Church in the town of Baileys, in Nash County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1880, S. B. 1871, bill to provide for commissioners to establish a line between Wilson and Wayne counties.

On motion of Senator Barham, the bill is laid on the table.

H. B. 1883, S. B. 1872, bill to amend chapter 191 of the Public Laws of 1907, it being an act to provide for the mental defectives of the State.

The bill passes second and third readings and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate that the House of Representatives fails to concur in Senate amendments to H. B. 1179, S. B. 1089, bill to establish in the city of Kinston a special court, to be called the "Recorder's Court," and prescribe the jurisdiction thereof, and appoints as a committee of conference on the part of the House, Messrs. Barnes of Hertford, Hinsdale and Grant.

The President appoints on the part of the Senate, Messrs. Spence and Ormond.

A message is received from the House of Representatives informing the Senate that the House of Representatives fails to concur in Senate amendments to H. B. 887, S. B. 1091, bill to authorize the election of a board of trustees of the graded school in the city of Kinston by the qualified voters of said city; and appoints as a conference committee on the part of the House Messrs. Lee, Smith of Harnett and Williams of Cabarrus.

The President appoints on the part of the Senate, Senators Spence and Ormond.

H. B. 2070, S. B. 1878, bill for the General Assembly to preserve the ballot and prevent election frauds in New Hanover County.

Placed on the Calendar.

H. B. 415, S. B. 1879, bill to amend section 3083 of the Revisal of 1905, relative to a woman being barred of dower in the event she abandons her husband and lives separate and apart from him for five years after written tender of reconciliation and the offer of support.

Placed on the Calendar.

H. R. 2075, S. R. 1880, resolution relative to adjournment.

Placed on the Calendar.

THE CALENDAR.

H. B. 1391, S. B. 1848, bill to allow foreign executors in certain cases to convey land devised to them without first giving bond in this State.

The bill passes second and third readings and is ordered enrolled.

H. R. 997, S. R. 1844, joint resolution in reference to a statue of Governor Vance to be placed in Statuary Hall.

On motion of Senator Lockhart, the bill is laid on the table.

H. B. 1812, S. B. 1867, bill to enlarge the State Hospital for the Dangerously Insane.

The bill passes second and third readings and is ordered enrolled.

H. B. 2070, S. B. 1878, bill to amend an act of the General Assembly, session of 1909, entitled An act to preserve the integrity of the ballot and prevent election frauds in New Hanover County.

The bill passes second and third readings and is ordered enrolled.

H. B. 1415, S. B. 1879, bill to amend section 3083 of the Revisal, relating to dower.

On motion of Senator Nimocks, the bill is laid on the table.

The President of the Senate orders the roll of Senators called to ascertain the number of Senators who have remained beyond the sixty-day limit of the session and until the conclusion of the business of the General Assembly, and the following Senators respond to the call of the roll:

Barham, Barringer, Bassett, Blow, Britt, Clark, Dawes, Dockery, Elliott, Empie, Gay, Hankins, Holden, Jones, Kluttz, Latham, Lee, Lockhart, Long of Iredell, Long of Person, Manning, Means, Mills, Nimocks, Ormond, Peele, Pharr, Powell, Shaw, Spence, Starbuck.

Senator Dockery sends forward his sentiments expressed in "near-poetry," as follows:

"Here's cheers to the good we've done,
Here's tears that the race is run,
Here's happiness from sun to sun,
Here's long life and luck to every one."

ENROLLED BILLS.

Senator Clark, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 1467, S. B. 616, an act to amend section 3657 of the Revisal of 1905, relating to escapes.

H. B. 261, S. B. 1929, an act to establish a library commission.

H. B. 1708, S. B. 1149, an act relative to advertisement of public sales.

H. B. 1709, S. B. 1010, an act to define the residence of a domestic corporation.

H. R. 1912, S. R. 1220, joint resolution to purchase sets of Pell's Revisal of 1909 for use of courts, State officers and the General Assembly.

H. B. 1841, S. B. 1361, an act to provide for legalizing primary elections for the county of Cumberland.

H. B. 1786, S. B. 1216, an act to give authority to the Board of Road Commissioners of Forsyth County to expend part of the road funds within cities and towns of the county.

H. B. 1997, S. B. 1226, an act prescribing the time for holding the courts of the Sixth Judicial District.

H. B. 1830, S. B. 952, an act to prevent and punish the sale or offering for sale of adulterated, impure or misbranded agricultural and vegetable seed, and those lacking viability.

H. B. 1998, S. B. 1032, an act to regulate the catching of clams in Brunswick, New Hanover and Pender counties.

H. B. 1856, S. B. 1364, an act to authorize J. C. Braswell and J. W. Sherrod to disinter and remove the dead bodies buried in the lot on Church Street in the city of Rocky Mount, known as the old Methodist Church Lot, and the lots adjacent thereto, and to reinter them elsewhere.

H. R. 1697, S. R. 1865, resolution in regard to the higher education of the blind.

H. B. 2039, S. B. 1516, an act to amend chapter 43, Private Laws of 1897, relating to benevolent associations.

H. B. 1900, S. B. 805, an act to appoint a board of health for Durham, North Carolina.

H. B. 2010, S. B. 1519, an act to protect State property from destruction by fire.

H. R. 1945, S. R. 1652, joint resolution relative to making the State Capitol a safe place to work.

H. B. 1936, S. B. 1452, an act to amend chapter 101 of the Revisal of 1905, and to protect the State's interest by authorizing the Board of Internal Improvements to require and take sufficient bonds of contractors on public works and buildings.

H. B. 1906, S. B. 1319, an act to amend chapter 825 of the Public Laws of 1907, for the protection of birds in Rutherford County.

H. B. 1864, S. B. 1870, an act to amend chapter 399 of the Public Laws of 1907, relating to primaries in Scotland County.

H. B. 987, S. B. 1843, an act to prevent the forfeiture of a life policy without notice.

H. B. 1533, S. B. 1863, an act to establish a special criminal court in the city of New Bern and in Seventh and Eighth townships, and to prescribe the jurisdiction thereof.

H. B. 2044, S. B. 1127, an act relating to appeals from justices of the peace in civil actions.

H. B. 946, S. B. 1842, an act relating to the compensation of employees in the office of State Librarian.

H. B. 1729, S. B. 1877, an act to prohibit the sale of liquors within two miles of Hopewell Methodist Episcopal Church, South, in Sampson County.

H. B. 2019, S. B. 1376, an act to make the twelfth day of April of each year a legal holiday in commemoration of the "Halifax Resolutions."

H. B. 1085, S. B. 943, an act to establish the stock law in Lee County.

H. B. 1807, S. B. 1868, an act to amend an act entitled An act to establish within the city of Asheville a special court, to be called the "Police Court," and prescribe the jurisdiction thereof, the same being chapter 35 of the Private Laws of 1905.

H. B. 1901, S. B. 1162, an act to change the boundary line between the counties of Vance and Franklin.

H. B. 2031, S. B. 1154, an act to change section 3746 of the Revisal of 1905, relating to trespass, in order to afford better protection to the lands of the State Board of Education.

H. B. 2030, S. B. 1373, an act to amend sections 4314 and 4353 of the Revisal of 1905, relating to election returns.

H. R. 1892, S. R. 1011, resolution concerning freight rates.

H. B. 1688, S. B. 1864, an act to prohibit the sale of wine, cider or any intoxicating liquors within three miles of East Arcadia, in Bladen County.

H. B. 1847, S. B. 305, an act to amend section 1699 of the Revisal of 1905 of North Carolina, in regard to the validity of grants.

H. B. 1435, S. B. 1854, an act to validate marriages heretofore solemnized by unordained ministers of the gospel.

H. B. 1285, S. B. 1853, an act to protect rainbow and mountain trout in the streams of Western North Carolina.

H. B. 1829, S. B. 963, an act to amend section 3890 of the Revisal of 1905, relative to building and loan associations.

H. B. 1521, S. B. 1857, an act to amend chapter 65, Volume I, Revisal of 1905, relating to the Board of Public Charities.

H. B. 1750, S. B. 1859, an act to amend chapter 368, Public Laws of 1907, entitled An act to prevent the manufacture or sale of adulterated, misbranded, poisonous or deleterious foods, drugs, medicines or liquors.

H. B. 1391, S. B. 1848, an act to allow foreign executors in certain cases to convey land in this State without giving bond.

H. B. 1883, S. B. 1872, an act to amend chapter 191 of the Public Laws of 1907, it being an act to provide for the care of the mental defectives of the State.

H. B. 1812, S. B. 1807, an act to enlarge the State Hospital for the Dangerously Insane.

H. B. 2036, S. B. 646, an act for the better protection of schools in Cumberland County.

H. B. 2018, S. B. 1523, an act to authorize the payment of certain claims out of the school funds for Randolph County.

H. B. 2017, S. B. 1181, an act to amend section 10 of chapter 276 of the Public Laws of 1907, in reference to collecting certain taxes in Northampton County.

H. B. 1396, S. B. 1852, an act to amend chapter 28 of the Revisal of 1905, section 1906, relative to the trial of civil cases.

H. R. 1698, S. R. 1866, joint resolution by the Senate and House of Representatives petitioning the United States Congress to make survey of Scuppernong River.

H. B. 1879, S. B. 1873, an act supplementary to an act passed by the present General Assembly entitled An act to amend chapter 948 of the Laws of 1907, relative to fish.—H. B. 1513, S. B. 1397.

H. B. 1904, S. B. 1242, an act to prevent the sale of near-beer, star-beer, bull-head and other intoxicants within a radius of one and one-half miles of the Methodist Church in the town of Baileys, Nash County.

H. B. 1481, S. B. 363, an act to require fire insurance companies to make deposits with the Insurance Commissioner in the State of North Carolina for the protection of their contracts.

H. B. 2037, S. B. 1314, an act to prevent persons hunting upon the lands of another in Grove and Averysboro townships, in Harnett County, without written permission.

H. R. 2063, S. R. 1825, joint resolution appointing J. A. Mitchener a member of the H. L. Wyatt monument advisory committee.

H. B. 2038, S. B. 1786, an act to suspend the collection of taxes under section 58 of the Revenue Act, because of the higher taxes imposed by the Oil Inspection Act.

H. B. 2041, S. B. 1366, an act to require all white epileptics of the State to be accommodated, maintained, cared for and treated at the State Hospital at Raleigh.

H. B. 1503, S. B. 1858, an act to amend sections 224 and 239 of chapter 7 of the Revisal of 1905.

H. B. 2028, S. B. 848, an act regulating the hunting of foxes in Wayne County.

H. B. 1670, S. B. 1862, an act to fix salaries for the officers of Craven County, and to create the office of auditor of Craven County.

H. B. 2071, S. B. 1837, an act supplemental to an act ratified on the 2d day of March, 1909, and entitled An act to provide for the working of the public roads of Robeson County, and to levy a tax for the same.

H. B. 2026, S. B. 1705, resolution for the relief of N. C. Phillips, a laborer.

H. B. 2047, S. B. 1800, resolution relating to election of directors of sanatorium for treatment of tuberculosis.

H. B. 2073, S. B. 46, an act to promote and stimulate the construction of improved roads in North Carolina.

H. B. 2020, S. B. 1333, an act to amend an act passed by the present session of the General Assembly, entitled An act to establish a special-tax school district in Wake and Chatham counties, to be known as School District No. 4.

H. R. 2056, S. R. 1821, joint resolution of thanks to Capital Club.

H. B. 334, S. B. 1389, an act to amend chapter 210 of the Public Laws of 1905, relative to the election of the Highway Commission of Valleytown Township, Cherokee County.

H. B. 2035, S. B. 1171, an act for the relief of certain pupils of School District No. 6, for white race, in Cumberland County.

H. B. 2066, S. B. 1739, an act to amend section 180 of the Revisal of 1905.

H. R. 1887, S. R. 1773, joint resolution relating to land titles, etc.

H. R. 2075, S. R. 1880, resolution as to adjournment.

H. B. 2052, S. B. 1320, an act to amend the law relating to assignments for the benefit of creditors.

H. B. 3070, S. B. 1878, an act to amend an act of the General Assembly, session of 1909, entitled An act to preserve the integrity of the ballot and prevent election frauds in New Hanover County.

H. B. 2074, S. B. 1057, an act to regulate the approval and safe-keeping of securities deposited under section 4870 of the Revisal of 1905.

H. B. 2069, S. B. 1837, an act supplemental to an act ratified March 2, 1909, being an act to provide for the working of the public roads of Robeson County, and to levy a special tax for the same.

H. B. 2023, S. B. 1129, an act to amend chapter 100 of the Revisal of 1905, relating to domestic insurance companies.

The hour of 2 o'clock having arrived, the President of the Senate, in accordance with H. R. 2075, S. R. 1880, resolution in regard to adjournment, declares the Senate of the General Assembly of the session of 1909 adjourned *sine die*.

W. C. Newland,
*Lieutenant Governor and President of the Senate.*

A. S. Maxwell,
*Principal Clerk.*

# APPENDIX.

## REPORT OF SELECT COMMITTEE.

*Resolved*, That the report of the commissioners appointed to examine the accounts of the State officers be received and referred to a committee of seven, to be appointed by the Speaker of the House.

DOUGHTON.

*To the General Assembly of North Carolina:*

Your committees of the Senate and House of Representatives, to whom was referred the report of the commissioners appointed to examine the accounts of certain State officers, under section 5378 of the Revisal of 1905, beg leave to report that we have spent considerable time in the discharge of our duties, and have heard the statements of the Auditor, Insurance Commissioner, Fish Commissioner, Superintendent of Public Instruction and of the three members of the said Auditing Committee, and others. Our findings are as follows:

### AUDITOR'S OFFICE.

Said Auditing Committee disapproved voucher No. 51833, for the sum of $99.87, payable to N. A. Watson, sheriff. We find that said voucher was a warrant issued to cover the expenses of bringing a fugitive from justice from another State. He was a foreigner, and it became necessary for said sheriff to take another person with him who knew and could identify the said fugitive and interpret his language, and that of the amount for which said warrant was drawn $72.30 was for mileage, and no more than covered the mileage of said sheriff and the person taken with him. This made two fares each way, or four fares at 2½ cents per mile, a total of 10 cents per mile for one person for the distance traveled.

The Governor explained this matter to the Auditor and approved the voucher made out for the claim.

Section 3188 of the Revisal, which authorizes the Governor to employ special agents, with sufficient escort to apprehend fugitives from justice, provides that "he may from time to time issue his warrants on the State Treasurer for sufficient sums of money for such purpose." Section 3189 also provides: "In all cases where the Governor of the State has made a requisition on the Governor of another State for any fugitive from justice, and has sent an agent to receive said fugitive, it shall be lawful for the Governor to issue a warrant on the State Treasurer for the amount of money necessary to pay the expenses of said agent and other costs in the arresting of said fugitive from justice, to be paid by the Treasurer of the State."

In view of these statutes, we are of opinion that the Governor had full authority in law to order the payment of said claim; that said authority was properly exercised in this instance, and that the Auditor acted properly and lawfully in issuing his warrant therefor.

The thirty dollars paid for servant hire at the Governor's Mansion, referred to in the report of the Auditing Committee, was first paid to the Governor under authority of law contained in a resolution ratified February 17, 1885.

In about 1891 the Governor's Mansion was completed, and this $30 was continued to be paid the Governors for servant hire. From that time until December, 1897, this amount was drawn on the laborers' pay roll; since that time this amount has been paid by a separate warrant, drawn in favor of the Keeper of the Capitol and by him turned over to the Governor to be applied upon the payment of servant hire at the mansion. This did not pay the whole bill for the servant hire, the same being $65 per month. All Governors of the State, without regard to party affiliation, have received this $30 per month since 1885. It appears that the Keeper of the Capitol has the right, under chapter 106, Vol. 2 of the Revisal, to appoint and control all lawful subordinate servants about the Capitol and its appurtenances, to cleanse and care for the same, and it is made his duty to "take charge of and keep in repair the public buildings of the State in the city of Raleigh." The Governor's Mansion is a public building and is an appurtenance of the Capitol, within the meaning of the said chapter of the Revisal, and we are of the opinion that the Keeper of the Capitol has the authority to employ servants to keep up and care for the same and its grounds, and that $30 per month is not more than is reasonable for such servants as are required for that duty, as distinguished from the immediate domestics who serve the Governor and his family.

Whether the General Assembly of 1907 (chapter 830) intended to limit the servant help at the mansion (for which the State should pay) to a night watchman is not clear, and should be made definite by statute, but in our opinion that statute did not take away from the Keeper of the Capitol his power to employ servants. The Auditor submitted the specific question to the Attorney-General as to whether he should, under the law, issue a voucher for this $30, and that officer gave his opinion that it was authorized by law and the Auditor should issue the same. The Attorney-General being by law the legal adviser of the Auditor and all State officers, we find that it was proper for him to be guided by his construction of the law and to issue said warrant.

The payment of this money has been approved by every legislative committee from 1887, of all political parties (except the last one), and every Governor has accepted the same under the belief that the payment was legal. We recommend that the General As-

sembly enact a law taking this question out of the realm of controversy.

The Auditing Committee makes the following finding as to other employees:

"We further find that during the past two years the Keeper of the Capitol has employed five more persons upon his weekly pay roll than allowed by the act of the General Assembly of 1907."

This committee understands that these employees are janitors for Adjutant General, for the Commissioner of Labor and Printing, the Commissioner of Insurance, the Attorney-General and the Supreme Court building. The janitors for the Adjutant General and Commissioner of Labor and Printing were especially provided for by chapter 989 of Public Laws of 1907. The janitors for the Insurance Department and for the Attorney-General were appointed under authority of section 5006 of the Revisal and after a ruling of the Attorney-General. (See pages 162-163 of his biennial report for 1907-'08.) The other janitor, being the extra janitor for the Supreme Court, was provided for by chapter 306, Laws of 1893, and continued to draw his pay under that act until 1905, after the adoption of the Revisal, since which time this janitor has been allowed the Supreme Court by the Board of Public Buildings and Grounds.

The Auditing Committee refuse to approve voucher No. 46049, issued to T. B. Womack, Esq., for $250, and say in their report that Mr. Womack appeared for defendant in the "Nalle" case, tried in the Superior Court of Wake County. This is an erroneous finding of fact, as Mr. Womack in that case appeared for the State by virtue of his employment by the Governor. We further find that this was a case where the State was interested. The defendant, an attendant in the Insane Asylum at Raleigh, was charged with the murder of an unfortunate inmate of the said asylum by cruel and brutal treatment, and incidentally the conduct of the institution was involved. Our finding is that in this case the Governor was fully authorized by law to employ counsel in the case, and in so doing was actuated by a desire to protect the unfortunate of the State in the care of its institution. We think it was eminently wise for the Governor in this manner to have shown to the people and all attendants in such institutions that the State would not tolerate mistreatment of the unfortunate inmates, but would prosecute with the utmost vigor all persons guilty thereof.

The Auditing Committee disapproved voucher No. 49926, to W. M. Bond, and No. 49927, to H. S. Ward, upon the ground that it was "unable to find any law which justifies the issuance of these warrants," and because it failed "to see that the State had any interest, direct or remote, in the above-entitled case," referring to Daniel v. Homer, in which said attorneys appeared for the State. This case involved the validity of chapter 292, Public Laws of 1905, by which it was made unlawful and indictable to fish with nets in certain sec-

tions of Albemarle and Pamlico sounds within a certain period. The purpose of this law was to protect the fish, especially the shad, during the breeding season, and compel the leaving open and free from nets of a sufficient way to enable them to reach their spawning grounds in fresh water. In no other way could these fish reproduce. It was therefore necessary to enact and enforce this law, in order to prevent their complete extermination. The fishing interests of these sounds and the many rivers flowing into them constitute one of the most extensive and valuable resources of the State, affecting not only the people on the coast, but those for more than a hundred miles inland along said rivers. It was therefore a matter of great moment to the State to preserve this great interest from threatened destruction by a few fishermen, who were stretching their nets so entirely across the sound that no fish could pass up the same to their breeding grounds in the spring. The plaintiff, Daniels, in the case of Daniels v. Homer, was one of these fishermen, who brought this suit against Homer, Assistant State Fish Commissioner, whose duty it was to enforce this law, for the purpose of testing the law and declaring it invalid. The defendant Homer had no personal interest whatever in the action, but, as an officer of the State, represented the State only. Governor Glenn, being advised of the important interest of the State involved, employed Messrs. W. M. Bond and H. S. Ward to appear for the State in the matter. The case was vigorously contested, and came to the Supreme Court twice, being won by the State each time. The facts are fully set out in the opinions of the Supreme Court, in 139 N. C. Reports, page 219, and 146 N. C., 275. We therefore find that said warrants were proper and fully authorized by law.

The statute under which the Governor employed Messrs. Womack, Bond and Ward is as follows: "In every case, civil or criminal, in any court in the State or in any other State or Territory, or in any United States Court, in which the State of North Carolina is interested, the Governor may employ such counsel as he may deem proper or necessary to represent the interest of the State. In all cases in which the Governor is authorized to employ counsel he may direct the Auditor to draw his warrant upon the Treasurer to compensate such counsel." Revisal, sec. 5332. *In re* voucher No. 52758, issued to A. J. Barwick, in the sum of $72, Mr. Barwick, it is admitted, is chief clerk in the office of the Superintendent of Public Instruction, and his salary as such clerk is fixed by chapter 830, Laws of 1907. He drew the $72, not as clerk of the Superintendent of Public Instruction, but as an employee of the State Board of Education, which is officially separate from the State Department of Public Instruction. His duties as clerk of the superintendent, and his salary as such, did not debar him from performing service and receiving compensation for work done for the State Board of Education. The Attorney-General gave the State Auditor and State Treasurer opinions that Mr. Barwick was entitled, under the facts stated, to draw his

pay as a member of the State Board of Examiners. His opinion protects the officers, and we believe is correct. We find that Mr. Barwick rendered efficient service to the State as member of the State Board of Examiners, and that his employment as such did not militate against his duty as clerk of the superintendent.

We also find that voucher No. 677, drawn in favor of Barrett & Thompson, architects, to pay them for cuts or models of schoolhouses furnished the State Superintendent of Public Instruction, was proper. The Auditor was justified in drawing a warrant for the payment of this amount and the Treasurer in paying the same. A reasonable construction of Article IX, section 10, of the Constitution of the State, and of section 4053 of the Revisal, in our opinion, gives to the State Board of Education power to incur the expense for which this voucher was issued. We cannot see how the loan of the State Educational fund to build schoolhouses, under the law, could have been practically and economically made without incurring this expense, which every one must admit was proper and necessary.

The Auditing Committee, in their report, refer to voucher No. 404135, drawn in favor of the hospital at Goldsboro for $9,000, for money to repair some building at that hospital. We have thoroughly examined the Treasurer's and Auditor's books and find no such warrant and no such voucher number. We find that the Goldsboro Hospital does not owe anything for furniture or repairs. (It owes about $11,000 for supplies which the Governor and Council of State authorized.)

FISH COMMISSION.

In respect to that part of the report of the Auditing Committee which states that Mr. Meekins, the Fish Commissioner of North Carolina, bought all his food supplies from the firm of which he was a member, rented his own boat to the State and rented an office from himself, we find the following facts: The Fish Commission was created by Public Laws of 1907, ch. 977, to be supported "by license fees, taxes, fines or other imposts upon the fisheries or fines imposed for infraction of the fishing laws," which act did not go into effect until the first day of June, 1907. This act provided for the appointment of a State Fish Commissioner to execute the law, under the supervision and control of the Geological and Economic Survey Board, and provided in section 4 that the Fish Commissioner is authorized, by and with the consent of the Geological and Economic Survey Board, to purchase or rent such boats, nets and other equipment as may be necessary to enable him to carry out the duties of his office. The act required that all funds of the commission be paid into the State Treasury, and that they could only be drawn out upon the order of the Geological and Economic Survey Board. Said act provided for a survey and marking "in a prominent manner those areas of the waters of the State in which the use of all or any fishing

appliances are prohibited by law," and provided for many other things, the accomplishment of which would require the expenditure of a considerable sum of money. It was necessary for this survey to be made before January, 1908, in order that the law might be enforced during the fishing season, which runs from January to May. But there was no fund in the State Treasury available for this purpose, the total receipts for the office for the first six months being only $93. It was therefore impossible to do this preliminary work so necessary to a proper enforcement of the act, unless some one would advance funds for the purpose.

His Excellency, Robert B. Glenn, appointed Theo. S. Meekins Fish Commissioner, who entered upon the discharge of his duties with zeal and enthusiasm, and rented a boat, equipped for the purpose of the commission, at $100 per month. When it became necessary to purchase supplies for said boat and its men, said Meekins did so, at Avon, Edenton, Hatteras and other places, and the commission, having no funds to pay for the same, had them charged to Evans & Meekins, a firm, of which said Meekins was a member, at Manteo, N. C., who paid for them and carried the accounts, without charging the State any profit whatever, until the commission had collected funds to pay them. The Fish Commissioner also purchased supplies from said firm of Evans & Meekins, but much of it was before the receipt of the commission of $93, and but for these advancements so made the commission would have been unable to promote its work. When the commission had received enough money from licenses issued to pay its liabilities, the said Evans & Meekins made out their account, charging the commission with all supplies they had paid for and all they had furnished. The said accounts were all submitted to and approved by the Geological and Economic Survey Board, who alone had authority under the law to approve the same, and warrants were issued by the Auditor in consequence of such approval.

We also find that there was no office in Manteo suitable for the purpose of the commission that could be rented, and that said Theo. S. Meekins, after consulting the Geological and Economic Survey Board, built a house, at a cost of something over $1,400, three rooms of which, with the approval of the said board, he rented to said commission at $8.33 per month. We also find that the furniture for the office of the Fish Commission was purchased by said Theo. S. Meekins, in the name of his firm of Evans & Meekins, who had commercial rating, paid for by them and charged upon their books, without any profit, until the commission collected funds with which to pay for same.

In respect to renting his own boat, we find that said Fish Commissioner rented a boat, in 1907, at a cost of $100 per month. About February 1st, in the midst of the fishing season, the owner of said boat declined to further rent it. Said commissioner attempted for twenty-two days to execute the duties of his office without a boat, but finding he could not do so, and there being no other boat he could

rent, he, with the approval of said Geological and Economic Survey Board, purchased a boat with his own funds for $800 and rented it to said commission for sixty-eight days, at the price of $60 per month, making the sum total of $136. He rented said boat only during the time he was obliged to have one and could get no other. The rental of it and all facts relating thereto were known to and approved of by the Geological and Economic Survey Board, which scrutinized and approved of all expenditures by said Theo. S. Meekins, Fish Commissioner. That the total receipts of said commissioner were $3,876 and disbursements $3,835.62, leaving a balance to the credit of the commission of $40.38, as shown by the voucher in the office of the Auditor.

While the dealings of said Theo. S. Meekins, Fish Commissioner, with the firm of Evans & Meekins, of which he was a member, and the renting of the house and boat owned by himself to said commission, were technically in contravention of section 3572 of the Revisal, it was all done with the approval of the board under which he served, was to the advantage of the State and, under the circumstances, was the only way in which he could have discharged the important duties imposed upon him by the law.

We deem it but just, however, to the members of the Auditing Committee to say that in making their investigation of the matter they did not have the advantage of all the evidence taken before this committee and filed with this report.

### INSURANCE DEPARTMENT.

This committee considered with very great care the criticisms of the Auditing Committee upon the Insurance Department. The committee had before it the Insurance Commissioner, who filed a written statement and made a verbal statement, answering all questions which were asked and giving all information which this committee desired. There were also present two members of the Auditing Committee, who were examined by this committee as to their criticisms in detail, and each member who signed the report was invited to be present. We have, in addition, inspected the office of the Insurance Commissioner, his methods of bookkeeping, the records kept by him, the manner in which he keeps his securities and the general manner in which he performs the duties of his office.

We find as a fact, and desire to emphasize the statement made by the Auditing Committee, that no evidence of any character of dishonesty on the part of anyone handling the funds or securities has been disclosed, and there is no suggestion of any such. On the contrary, the Insurance Commissioner appears to have collected every dollar from the insurance companies which he should have collected, and every item thereof is plainly entered in ink upon his day book, which is a well-bound, substantial record, and also in the respective ledger accounts which he keeps with each insurance company doing

business in the State; and he has properly and fully accounted for and paid over to the proper authorities all funds which came or should have come into his hands. We find that he has kept the securities deposited by the several insurance companies, in accordance with law, in safety-deposit boxes in a vault in a bank in the city, which is reputed to be as near burglar-proof and fireproof as such vaults are made at this time. The State has provided no vault of a modern character sufficiently burglar-proof and fireproof for any of the State offices, including the Insurance Commissioner and the State Treasurer. The Insurance Commissioner is now occupying temporary quarters in a rented brick and frame building on Fayetteville Street. In it there is no vault of any character. The Insurance Commissioner has provided himself with a large, modern, fireproof safe, in which the records of his office and the valuable papers are stored. But he has deemed that this safe is not sufficiently strong protection for the securities in his hands, and therefore he rents a safety-deposit box and deposits his valuable papers and securities in a bank vault. Your committee believes this is the only absolutely safe and practical means of protecting these securities until the State shall have provided more commodious quarters with modern vaults.

We examined with care the methods of bookkeeping adopted by the Insurance Commissioner. As the transactions of his office consist of a large number of small items, aggregating nearly $250,000 during a year, it makes it tedious to check up each item, and we believe a more modern and easily understood system of bookkeeping should be installed, under which balances should be made at regular periods, and we are glad to note that the Insurance Commissioner is installing certain changes of bookkeeping along the lines suggested by the expert accountant who was employed by the Auditing Committee with the consent and at the expense of the Insurance Commissioner, which latter fact the Auditing Committee failed to report to the Legislature. The expert accountant, in his letter to the Auditing Committee, stated he could not make an absolutely correct statement of this account without going back and checking up the entire business of the office since its establishment in 1899. This we believe erroneous. We have examined the books and find that prior auditing committees have checked up the books since the passage of the law authorizing such checking up, and evidences of such checkings are shown by the books themselves. And there is no evidence in any of the books or suggestions in any of the records in the office of any improper conduct or any failure to collect fees and taxes, or any failure to account for moneys or funds of any character which have come into the hands of the Insurance Commissioner, but the contrary appears to be the facts. It will be noted that the Auditing Committee, at their last examination, not only checked by an expert the books for the preced-

ing year, but rechecked them for the year prior thereto, although they had examined the office the year before, as appears by their endorsements upon the books certifying to their correctness.

The letter of the expert bookkeeper, adopted by the Auditing Committee as part of their report, states "that no cash book has been kept, showing the accurate receipts and disbursements of the funds handled during the period of their investigation."

We find this statement to be very misleading, in that it conveys the impression that no record was kept of the cash received nor of the funds disbursed. Such is not the fact, and we do not believe the Auditing Committee could have intended to be so understood. It is true that he does not keep a book which he calls a "cash book" or which accords in the technical method of its keeping precisely with what is termed a "cash book," in the modern expert system of bookkeeping. Said commissioner does keep, however, in permanent record form, a full, complete and detailed record of all funds which come into his office, which was exhibited to this committee and which we carefully examined. It is called by him a "day book." It is a well-bound, substantial record, kept in ink, in which the said commissioner enters contemporaneously with its receipt every item of cash paid into his office, by check or otherwise, each of such entries showing the date of payment, the person or corporation paying the same, the amount paid and to what fund it belongs. If, as in many instances is the case, the payment includes amounts due to different funds, and also fees due the commissioner, the entry shows clearly and accurately, to a cent, how much of it is due to each separate fund and how much is due the commissioner as fees. These amounts are then carried from this book to the separate ledger accounts which he keeps with each fund with each insurance company doing business in the State and each town participating in any of said funds.

The commissioner has not heretofore entered *in the same book* his disbursements. He does not, however, make any disbursements, in the usual sense of the word, except from the fund for investigation of fires. At the end of every thirty days he simply pays over to the State Treasurer the amount he has in hand for the State, and at the periods provided by law remits to the proper authorities the total fund he has collected for them. These payments are made by check, drawn by him as Insurance Commissioner, stating for what purpose it is drawn. These amounts are charged up in his bank accounts, and he files the receipts of said Treasurer and other authorities for the same, and also the canceled checks referred to. His bank account, therefore, shows all disbursements.

He keeps a separate ledger account of the fund for investigation of fires, and every item disbursed from said fund is properly entered in this account.

We find, therefore, that while it is true that he has not kept in *the same book* accounts of both receipts and disbursements, he has always kept in one book a complete and full account of all receipts, and in another a full and detailed account of all disbursements, and that the two together constitute a full, complete and detailed record of all the receipts and disbursements of his office.

We do concur, however, in the recommendation of the Auditing Committee that, in view of the large proportions to which this office has attained, the commissioner should change this method and adopt and keep a "cash book," in accordance with the modern system of expert bookkeeping, which should be a detailed record, both of receipts and disbursements, and show the daily balance in the hands of the commissioner. We are pleased to report that the commissioner, at the time of our examination, was adopting this recommendation.

The Auditing Committee intimates that there has been a mingling by the Insurance Commissioner of his personal funds with the department funds. We find the facts to be that the Insurance Commissioner heretofore, when receiving a check which embraced amounts due the State, and also fees due himself, has always deposited the whole check to the credit of the Insurance Commissioner, without taking out said fees. He would from time to time draw out a part of said fees, but never the whole amount of them. He has purposely allowed a portion of such fees due him individually to accumulate in this account, in order that he might at all times be sure of having to the credit of his official account more than enough to meet all amounts due to the State.

At the time of this investigation this account showed a balance of fees due the Insurance Commissioner, in excess of the deposit which belonged to the State, amounting to $4,988.09. With this exception, there has been no mingling of the public and private funds. The records in the Insurance Commissioner's office show exactly and clearly the amounts due to the Insurance Commissioner and to the State which were deposited to the credit of the Insurance Commissioner, and his personal bank account is kept entirely separate from his account as Insurance Commissioner.

The change of law which went into effect January 1, 1909, requires that all these fees shall belong to the State and that the Commissioner shall be paid a fixed salary of $3,500 per year; so that hereafter the Insurance Commissioner will have no personal interest in this bank account. We find that there has been no improper mingling of private funds with State funds on the part of the Insurance Commissioner.

There appears in the report of the special committee this sentence: "Coupons which the commissioner claims were items not due to the State and were handled as a personal matter and entered in his ledger account." This committee does not know whether this is in-

tended as a criticism or not. The only facts in regard to coupons brought to the attention of this committee are that, as coupons on bonds deposited by the several insurance companies with the Insurance Commissioner became due, the company depositing the same is entitled, under section 4782 of the Revisal, to collect them. In some instances, when such coupons became due, the company, instead of coming to Raleigh to clip off and collect said coupons, requested the commissioner to do it for them. This he did for their accommodation, depositing the proceeds in bank in his name as Insurance Commissioner and sending to the company his check therefor, stating therein for what purpose it was drawn. The entire transaction appears on the bank books.

The Auditing Committee reports that "We find that, under section 4780, Revisal of North Carolina, companies depositing securities with the Insurance Commissioner are required to legally transfer same to him, as Insurance Commissioner, and his successors in office, for the common benefit of all the holders of its 'registered capital' policies. In a great many cases this statute has not been at all complied with, and the fact that a great many of the securities deposited here are in the nature of stocks and bonds, payable to 'bearer,' shows the importance of this law being fully complied with." This committee assumes that the Auditing Committee, by referring to the section of the Revisal, means to criticise the securities deposited with the Insurance Commissioner.

For the protection of all holders of "registered policies," the criticism appears to be twofold: First, as to the character of the securities accepted by the Insurance Commissioner. This depends entirely upon the construction of the law (sections 4780 and 4731). Since the report of the Auditing Committee has been made public, this matter has been referred to the Attorney-General, who rules that the Insurance Commissioner's construction of the statute is the correct one, and that the Auditing Committee's construction is wrong. A copy of said ruling is hereto attached and asked to be taken as part of this report. We concur in this opinion of the Attorney-General, and find that the Insurance Commissioner has acted in accordance with the law in accepting securities under section 4780 of the Revisal, but we are of the opinion that the law ought to be changed, so that the commissioner would be directed to accept, under said section 4780, only the class of securities described in section 4731 of the Revisal, and so recommend. The second criticism, "That a good many of the securities deposited here are in the nature of stocks and bonds 'payable to bearer.'" There are no stocks deposited with the commissioner, payable to bearer. The bonds are North Carolina State bonds and the like that are payable to bearer, and we think the law is sufficiently complied with by their depositing with the Insurance Commissioner without an actual endorsement. The transfer of certain other securities deposited with the Insurance

Commissioner was criticised by the Auditing Committee. The transfer of said securities was made as follows: At the time of depositing them there would be made out a detailed descriptive list of the securities, to which was attached a transfer as follows:

"This agreement, made and entered into this the .... of ....., A. D. 190.., by and between the ..... Insurance Company of ....., N. C., of the first part, and J. R. Young, Insurance Commissioner, and his successors in office, of the second part, witnesseth:

"That said party of first part, the ..... Insurance Company, has this day transferred to said party of second part, J. R. Young, Insurance Commissioner, and his successors in office, the securities represented in the attached list, and does hereby assign and transfer each and every one of said securities to said Insurance Commissioner, with full power to take, hold, collect, assign and use said securities for the benefit of the policy holders of said ..... Insurance Company, and in their stead to do each and every act and power legal for said company as the original holder of said securities to do."

We think such transfer was sufficient. However, in each instance, the attention of the insurance companies having been called thereto, transfers acceptable to the Auditing Committee were procured before they filed their report, although deemed by the Insurance Commissioner unnecessary under the law.

The Auditing Committee make the following report as to the record of securities deposited with the Insurance Commissioner:

"We further find that, under section 4784, Revisal of North Carolina, the Insurance Commissioner is required to keep a careful record of all the securities deposited by each company. We regret to say that this section of the law has not been followed at all. We find that there is on deposit in the office of the Insurance Commissioner securities aggregating $1,000,000, and the only record (if it can be termed record) which the Insurance Commissioner has of them is a small book which he carries in his vest pocket, and upon which some of the securities appear, all of which are written in lead pencil." We find that the records as to these securities are kept in the following manner: As an insurance company makes a deposit with the Insurance Commissioner it furnishes him with a duplicate record of each security, one of which is receipted by the commissioner and returned to the company, and the other is kept by the commissioner in his safe in his office. The securities are properly labeled, bundled and deposited in safety boxes in the vault of a bank in the city of Raleigh, the commissioner having no vault or safety box in his department. The commissioner, in addition to these records, has been keeping a record in a book 4 x 7 inches, containing 180 pages of good paper and durably bound. The entries in this book have been made in pencil. This size book has been adopted because the commissioner thought it desirable to keep it locked in the vault in his safe, and a large one could not be kept in that way. Many of the entries in

this book are made in the vault, where the actual securities are kept and checked up, and cannot well be made in the office, away from the securities.

While this is a full record of such securities, we do not think it is of the character of permanency contemplated by law. It ought not to be in pencil, and ought to be in a book of the size and binding generally used for ledgers, and we recommend that in future the record be kept in a book of that character and be made in ink. The Auditing Committee criticises the department for failing to put in permanent book form a record of the commissioner's proceedings in the official examination of all companies. This committee does not believe that the law contemplates this, and if it does, it is impracticable to be complied with. Files are made and kept complete of each examination, thereby constituting the record we think the statute calls for.

The Auditing Committee reports that the statute (section 4823) requires the Insurance Commissioner to collect a tax of one-fifth of one per cent of the gross premium receipts of fire companies to defray the expenses of investigating suspicious fires, and requires that a special account of all money disbursed under this section be kept and included in the annual report. They report that this section has not been complied with. We find in the office of the Insurance Commissioner full, complete and detailed accounts of the receipts and disbursements of this fund, but the disbursements are not set out in his annual report.

The Auditing Committee reports that since their examination certain insurance companies have replaced and substituted further and additional securities which meet their approval. This committee finds that during the time that the Auditing Committee was examining the Insurance Commissioner's office there were a number of changes in the securities, just as there are changes in securities at all times during the year, and especially at the beginning of the year. No instance was brought to our attention in which additional securities or change of securities was made by reason of the action of the Auditing Committee.

Respectfully submitted,

J. H. Currie, *Chairman.*
R. A. Doughton,
H. W. Stubbs,
C. W. Snell,
W. T. Lee,
Geo. L. Morton,
W. C. Dowd.
Jno. C. Mills, *Chairman.*
J. L. Scott, Jr.,
Wm. M. Lee,
E. L. Travis,
J. A. Long.

[*Copy.*]

RALEIGH, N. C., February 9, 1909.

HON. JAMES R. YOUNG,

*Insurance Commissioner,*

*Raleigh, N. C.*

DEAR SIR:—Replying to your inquiry as to the proper construction of section 4780 of the Revisal of 1905, I beg to say that, in order to protect registered policies, the section provides that the insurance companies may deposit with the Insurance Commissioner securities of the kind now *required and authorized* by law for the investment of life insurance funds.

Section 4731 provides that the capital stock of insurance companies shall be invested only in first mortgages on real estate in North Carolina, in bonds of the United States or any of the States whose bonds do not sell for less than par, in county or municipal bonds, where the net indebtedness of the town or county does not exceed five per cent of the assessed value of the property in said town or county.

If these two sections embrace all the law in regard to the investment of insurance funds, then clearly the class of securities required by section 4780 would be that specified in section 4731.

But, unearthing the doctrine of *In pari materia, nomen clarum sed non venerabile*, we find section 4737, which is as follows: "Whenever it shall appear by examination, as authorized by law, that any insurance company organized under the laws of this State holds as collateral security for the payment of any loan any stock, bond or security of whatever description which has not a cash market value of at least 25 per centum more than the amount of such loan, the Insurance Commissioner shall have authority to require the reduction of such loan or an increase of collateral security, so that the security shall be at least 25 per centum in excess of the amount loaned; and if such company fail to comply with such requirement within ten days after receiving written notice thereof from the commissioner, it shall be the duty of the commissioner to disallow such loan and to deduct the amount thereof from the assets of such company; and if it shall appear upon examination that any such insurance company holds as security for any loan any mortgage upon real estate which is not a first lien, or that the value of such real estate is less than 50 per centum in excess of the loan which it is mortgaged to secure, the Insurance Commissioner shall have authority to disallow any such loan and deduct the amount thereof from the assets of the company holding the same, after having given the company at least twenty days' notice, in writing, to change or conform any such loan to the requirements of this section."

This section clearly authorizes insurance funds to be invested in stocks, bonds and mortgages on real estate, without limitation as to

character or location, except that the market value of the stocks and bonds shall be 25 per cent more than the loan secured, and the actual value of the real estate shall be 50 per cent more than the loan.

Section 4731 requires that the capital stock, and that only, shall be invested in the securities designated in said section.

Section 4737 authorizes investments in other securities, subject only to the limitations above mentioned and to the approval of the Insurance Commissioner.

It will be observed that section 4780 uses the words "required and authorized." The kind of securities *required* are found in section 4731; the kind *authorized*, in section 4737. This construction is supported by the amendment to section 4731 by the act of 1907, which provides that when the capital stock exceeds $100,000 the excess over $100,000 may be invested in securities approved by the commissioner.

The Investigating Committee doubtless had in mind only sections 4780 and 4731, and probably did not carefully consider section 4737, discussed above.

While it is not germane to your inquiry, I will add that, in my opinion, it would promote the interests of the State, the insurance companies and the policy holders for section 4780 to be amended by requiring the securities deposited to protect registered policies to be of the class designated in section 4731, but without any geographical limitations.

A municipal bond of a town or county in a sister State coming up to the requirements mentioned in section 4731, or a first mortgage on real estate in a sister State covering land whose actual value is 50 per cent more than the loan secured, ought, for the purpose of protecting registered policies, to be placed on the same footing as North Carolina securities. Indeed, this is necessary, if our home companies are expected to do business in other States.

Respectfully submitted,

(Signed) T. W. Bickett,
*Attorney-General.*

Report of Legislative Examining Committee.

*To the Honorable the General Assembly of North Carolina:*

We, your committee, appointed under and by section 5378, Revisal 1905, to audit, investigate and report to your honorable body the condition of the State Treasurer's office, Auditor's office, Insurance Department of North Carolina, amount of revenue received in, derived from and paid through and by the said department, beg leave to report as follows:

In the performance of the work entrusted to and the discharge of the obligation imposed upon us, we spent considerable time in making a thorough examination and complete investigation of these various

departments. As it was our duty under the law, we made a careful examination of the various laws under which vouchers were issued by the State Auditor and which were paid by the State Treasurer, and, with the exception of those named below, we find the same correct and justified by the law under which they were drawn.

TREASURER'S OFFICE.

| | |
|---|---|
| We find that the Treasurer had on hand belonging to the General Fund December 1, 1906, the sum of..... | $ 347,524.38 |
| That he received on said fund from December 1, 1906, to November 30, 1907..... | 2,603,293.35 |
| Making total receipts of the General Fund from December 1, 1906, to November 30, 1907..... | 2,950,817.73 |
| We find that the disbursements against said fund from December 1, 1906, to November 30, 1907, amounted to.. | 2,655,282.20 |
| Balance due General Fund December 1, 1907..... | 295,535.53 |

EDUCATIONAL FUND.

| | |
|---|---|
| We find balance due Educational Fund December 1, 1907, | $ 58,431.58 |
| Receipts due said fund from December 1, 1906, to November 30, 1907..... | 49,453.93 |
| Making total receipts of Educational Fund from December 1, 1906, to November 30, 1907..... | 107,885.51 |
| We find that the disbursements of this fund from December 1, 1906, to November 30, 1907, amount to..... | 97,913.02 |
| Balance due Educational Fund December 1, 1907, was... | 9,972.49 |

GENERAL FUND.

| | |
|---|---|
| Balance due General Fund December 1, 1907..... | $ 295,535.53 |
| Receipts received on General Fund from December 1, 1907, to November 30, 1908..... | 2,866,439.62 |
| Total receipts of General Fund December 30, 1908..... | 3,161,975.15 |
| Disbursements against the General Fund from December 1, 1907, to November 30, 1908..... | 2,605,954.81 |
| Balance due General Fund November 30, 1908..... | 556,020.34 |

EDUCATIONAL FUND.

| | |
|---|---|
| Balance due December 1, 1907..... | $ 9,972.49 |
| Receipts from November 30, 1907, to December 1, 1908... | 55,536.60 |
| Total receipts to December 1, 1908..... | 65,536.09 |
| Disbursements against said fund from November 30, 1907, to December 1, 1908..... | 58,144.01 |
| Balance due Educational Fund, December 1, 1908..... | 7,392.08 |

We find that the Treasurer has on hand December 1, 1908, total balance belonging to these funds, the sum of $563,412.42. We have examined the record of his bank account and find that he has to his credit sufficient funds in the various banks in which he deposits to meet the above. We think it due the State Treasurer to say that the books in his department are kept in a most admirable manner. We find that the various accounts kept between this department and

the various State institutions are neatly and carefully kept. We feel that the State Treasurer is to be congratulated on having such an efficient force in his office.

AUDITOR'S OFFICE.

We find the records in the Auditor's office kept in first-class shape, the vouchers properly filed, the warrants are neatly written and the various accounts of the State properly indexed. We heartily endorse the conduct and work of this department, except in that we recommend that more attention be given to the law under which claims are filed against the State before the Auditor allows a warrant to be issued upon the Treasurer for same. This, we feel, doubtless will be done in the future, and will be of material assistance to the department and service to the State. We find that the following vouchers were issued by the Auditor upon the State Treasurer and paid by him, none of which we can approve:

Voucher No. 51833, drawn for $99.87, payable to N. A. Watson, sheriff. This seems to be for the expense of bringing a fugitive from justice back to this State who had fled therefrom, and the bill which he filed and which was sworn to allows him 10 cents per mile actual expense, whereas section 3189, under which the warrant was drawn, in our opinion, does not warrant or justify the payment of an amount greater than his actual mileage. In this connection we desire to say that there have been a great many vouchers issued under section 3188, Revisal of North Carolina, which has reference to the arrest of fugitives from justice. We feel that the State in a great many of these cases has been imposed upon. In none of these cases has the law been complied with, in that it does not appear that any proclamation has been filed—in some cases no record that proclamation was ever published or reward offered; and we think that before any further amount is paid out under this section it should be absolutely complied with in every respect. We desire also to say that, in our opinion, in the bringing of convicts to the penitentiary from the various counties of the State the sheriff should be required to come the nearest route. We find that in some cases this has not been done, and before issuing warrant for the payment of this expense the Auditor should ascertain that the statute requiring this has been complied with.

We find that in 1885 the Legislature of North Carolina passed an act which was in commutation of rent, by which the Governor of North Carolina was allowed the sum of $30 per month, so long as the Executive Mansion was unfit for occupancy, and no longer. Upon examination we ascertained that the various Governors of North Carolina, from that period until this, without any exception, have been collecting this amount. The form in which it is now paid is in the shape of a bill made out by the Keeper of the Capitol, in the fol-

lowing words and figures: "The State of North Carolina to Governor, debtor. To servant hire in the Executive Mansion during the month ....., $30."

We cannot approve of these vouchers, in that we do not think there is any law which justifies the issuance thereof; and even if there were, the whole matter has been irregular, in that the Keeper of the Capitol informs your committee that he has never employed any servant within the Executive Mansion, that he does not know whether or not anyone is employed or ever has been, and that he has no knowledge as to the wages paid any domestic servant employed therein. He further states that he collects this amount himself from the State Treasurer each month, receipting the bill himself, and pays same over to the Governor, for which he asks no receipt and takes none. We feel that this is unwarranted, and that if such a course can be followed, the cause of the necessities of proper entertainment, of requirements made because of the high position he occupies, there would be nothing to prevent the payment each month to the Governor of such an amount that he might deem proper and which his peculiar position might require.

We further find that during the past two years the "Keeper" of the Capitol has employed five more persons upon his weekly pay roll than allowed by the act passed by the General Assembly of 1907.

We also report to your honorable body that examination of his accounts discloses the fact that Mr. T. S. Meekins, Fish Commissioner of the State of North Carolina, an office created and established by the Legislature of 1907, is a member of the firm of Evans & Meekins, Manteo, N. C., and that in the discharge of his duty he is required to rent a boat and patrol the waters of North Carolina to see that the law in regard to the fishing industry is properly enforced; that he is given authority under said act to purchase supplies for said boat and crew, and that in the pursuance of such authority he has bought a great many articles, for which he has rendered his account. We find that each article of food supply purchased by him during the last two years was bought by him from the firm of Evans & Meekins, of which he is a member; that he has sworn to the account as a member of the firm, and also approved the said account as Fish Commissioner. We further find that he has rented his own boat to the State, for which he has received the sum of $60 per month. We further find that he has rented an office from himself, for which he charges the sum of $8.33 per month. We feel that it is our duty to call this matter to the attention of your honorable body, as it is in violation of section 3572, Revisal of North Carolina.

We find that voucher No. 404135, drawn for the hospital at Goldsboro, is for the sum of $9,000 for money to repair some building, State Hospital. We think that this amount, if paid at all, should have been paid out under chapter 191, Laws of 1907, by which the Hospital Commission was established. It seems to us that when this commis-

sion was created and the sum of $500,000 was appropriated, to be expended by them under the provisions of said chapter, this $9,000 should have been approved and paid by them out of said fund, and not have been placed as an additional liability or appropriation of the State.

Voucher No. 46049, issued to T. B. Womack, in the sum of $250. This voucher was issued under section 5332, Revisal of North Carolina, and, in our opinion, same was improper and there was no law to justify the issuance or payment thereof. This money was to pay Mr. Womack for his services in representing the defendants, who were indicted by the grand jury of Wake County for murder of one Nalle, who was an inmate of the State Hospital at Raleigh. We cannot approve it.

As to voucher No. 49926, issued to ....., in the sum of $75, for services in the Supreme Court in the case of Daniels against Homer, paid out under section 5332, Revisal of 1905, we are unable to find any law which justifies the issuance of this warrant.

We find voucher No. 49927, in the amount of $75, issued to ....., for services in the above-entitled case, drawn under said section above referred to. For the reasons above set forth, we do not approve the issuance of this warrant, as we fail to see that the State of North Carolina had any interest, direct or remote, in the above-entitled case, and from the record before us it appears that this was a civil action between these litigants.

We find voucher No. 52758, issued to Mr. A. J. Barwick, in the sum of $72, was for services rendered as a member of the State Board of Examiners. It appears to us that Mr. Barwick is the chief clerk in the office of the State Superintendent of Public Instruction, and as such clerk receives his compensation from the State. We think that the act passed by the General Assembly of 1907 regulating and fixing the salaries of the clerks in the various departments of the State Government, and under which Mr. Barwick is paid each month, contemplated that these clerks were not to receive any other account, either as salary or compensation, from the State for any service they render or office they fill under the State, and therefore Mr. Barwick was ineligible to occupy this position, to which he was appointed by the Superintendent of Public Instruction at the very time that he was discharging the duties of chief clerk in the office of said superintendent.

We find that voucher No. 677, drawn in favor of Barrett & Thompson, in the amount of $337.50, giving section 4053, Revisal of North Carolina, as the statute justifying the same, is, in our opinion, improper and should not have been paid. This bill was for cuts of schoolhouses furnished by Barrett & Thompson to the Superintendent of Public Instruction, and there is absolutely nothing in the section under which it was drawn and paid that authorizes the issuance of this warrant.

INSURANCE DEPARTMENT.

Realizing the importance of this department of the State Government, your committee gave it a most thorough and complete investigation. Established ten years ago, it has grown, until to-day it is one of the most important departments of the State Government. Indeed, its far-reaching effect and importance is not fully appreciated by our people. Under section 4725 of the Revisal of North Carolina, it is the duty of the Insurance Commissioner to have charge of and place the insurance upon the various institutions owned by the State. We find that on December 1, 1908, insurance was placed upon the State buildings in the following amounts:

| | |
|---|---|
| Agricultural Department | $ 77,870 |
| Appalachian Training School | 10,000 |
| A. and M. College (white) | 256,480 |
| A. and M. College (colored) | 57,425 |
| Blind School for White | 89,520 |
| Blind School for Colored | 25,750 |
| Capitol | 50,000 |
| Deaf and Dumb Institute, Morganton | 115,500 |
| Eastern Carolina Training School | 12,000 |
| Governor's Mansion | 37,500 |
| Hospital at Raleigh | 194,050 |
| Hospital at Morganton | 344,000 |
| Hospital at Goldsboro | 126,425 |
| Normal and Industrial College | 262,400 |
| Normal School (colored), Fayetteville | 5,000 |
| Normal School (colored), Elizabeth City | 7,000 |
| State's Prison | 22,500 |
| Soldiers' Home | 17,500 |
| Slater Normal | 12,500 |
| Supreme Court building and contents | 87,000 |
| University of North Carolina | 337,500 |
| Insurance Department | 2,500 |
| Books in Secretary of State's office | 41,500 |

This makes the total amount of insurance carried upon State property $2,191,900.

Upon the examination of the books and accounts in the office of the Insurance Commissioner, your committee was unable to make any examination which would be satisfactory to them and do justice to your honorable body, to whom we were required to report the result of our investigation. We therefore secured the services of an expert accountant to assist us in making the examination which we felt it our duty to do. We transmit to your honorable body the letter directed to us by the gentleman who made this examination:

*To the Honorable Board of Commissioners appointed to investigate the North Carolina State Officers, Raleigh, N. C.*

GENTLEMEN:—Agreeable with your request, we have examined the books of Mr. James R. Young, State Insurance Commissioner, Raleigh, N. C. During a period of twenty-five months, beginning December 1, 1906, and ending January 1, 1909, beg leave to submit the following remarks:

We find that the books have not been properly kept and balanced, and that no cash book has been kept showing the accurate receipts and disbursements of the funds handled during the period of our investigation. Neither could we find at any time, before or since the period our investigation began, where any balance sheet had been rendered showing the balance on hand, if any; therefore we have been unable to determine what balance, if any, the State Insurance Commissioner should have had on hand or due the State on December 1, 1906. However, we find that his bank pass books show a balance in banks on December 1, 1906, of $12,152.69, in which should have been $3,248.40 belonging to investigation of fire fund, according to the commissioner's record, leaving a balance of $8,904.29, that, owing to the condition and manner in which the books have been kept, we are unable to determine where it belongs, except that the commissioner claims it has been his custom to always keep some $5,000 or $6,000 of his personal funds in his State depository bank to meet all balances that may be due to the State and not included in his remittances to the State Treasurer. We are also unable (without consuming more time and going further back into the record than your committee felt it had authority to do) to determine the accurate ledger's balance on December 1, 1906, for the reason that we found in some instances where business handled during the period of our investigation, which began on December 1, 1906, had been entered on the ledger prior to that date, but we did go back far enough to determine all charges against the commissioner for business so entered that belonged in the period of our investigation.

In view of the manner in which the books have been kept, and the absence of a proper cash book of receipts and disbursements, the best we have been able to do with the period you wish investigated was to establish all charges and collections of State funds according to the records found, and allow credits for proper disbursements according to bank vouchers, which we have done, and herewith enclose statement of same, showing a balance over in the bank amounting to $4,985.09, and which settlement you will note does not include the commissioner's fees, charter fees, appraisals advanced, cash and coupons, which the commissioner claims were items not due to the State and were handled as a personal matter and entered in his ledger account.

The commissioner gave us all the assistance we could ask for in making the investigation, and showed no disposition to conceal any of his records; and while our investigation did not disclose any evidences of dishonesty on the part of anyone handling the funds, we think the system of bookkeeping is very unsatisfactory and does not properly represent all accounts and items pertaining to the office of the Insurance Commissioner, as they should do; and we recommend that there be immediately installed a double-entry set of books to show at all times an accurate condition of all affairs pertaining to the office, which should include fees, expenses, advance costs and all balances on hand in the shape of cash and uncollected ledger accounts. We do not represent the statement attached to be absolutely correct,

because we do not think an absolutely correct one could be made without going back and checking up the entire business of the office since the beginning, which we were advised was not desirable at this time; therefore the statement presented is the best we have been able to make for the period given us to investigate and the time allowed to do it in.

Yours very truly, SOUTHERN AUDIT COMPANY,
By C. L. SMITH, V. P.

We feel that the above letter fully explains the situation and needs no comment from us.

We find that, under section 4780, Revisal of North Carolina, any company depositing securities with the Insurance Commissioner is required to legally transfer same to him as Insurance Commissioner and his successors in office, for the common benefit of all the holders of its "registered-capital" policies. In a great many cases this statute has not been at all complied with; and the fact that a great many of the securities deposited here are in the nature of stocks and bonds, payable to "bearer," shows the importance of this law being fully complied with.

We further find that, under section 4784, Revisal of North Carolina, the Insurance Commissioner is required to keep a careful record of the securities deposited by each company. We regret to say that this section of the law has not been followed at all. We find that there is on deposit in the office of the Insurance Commissioner securities aggregating $1,000,000, and the only record (if it can be termed a record) which the Insurance Commissioner has of them is a small book, which he carries in his vest pocket, and upon which some of the securities appear, all of which are written in lead pencil. Your committee desires to call especial attention to this, and recommends to your honorable body that this law be fully complied with at once.

We find that section 4683, Revisal of North Carolina, requires that the Insurance Commissioner should keep in a permanent form a record of his proceedings, including a concise statement of the result of all official examinations of companies. This law is not kept, and we have been unable to find where the Insurance Commissioner has any record of this matter.

Under section 4823 the Insurance Commissioner is required to collect a tax of one-fifth of one per cent on all of the gross premium receipts of the fire companies to defray the expenses of investigating suspicious fires, and keep a separate account of all money disbursed under said chapter, and include same in his annual report. This has not been done, and your committee is unable to find any record which is satisfactory to them of the amount of receipts or disbursements under this section, and same is not included in the annual report filed by the commissioner, except in a lump sum, which, in our opinion, does not meet the statutes.

We find that section 4783, which requires that the securities deposited by the life companies to protect their policies registered under section 4780, is not followed. This statute is not complied with, as we find these securities are mingled with other securities placed by the companies for the protection of their guaranteed capital. We also find that the Insurance Commissioner makes his fiscal year end on March 31st. This should be changed, so as to end on November 30th, as does every other State institution.

We find a complete and accurate record of the investigation of fires, as he is required to keep.

Your committee desires to report to your honorable body that we have carefully examined the securities of the several domestic life insurance companies deposited by them with the Insurance Commissioner, under section 4780 of the Revisal, to secure the reserve of registered policies, as provided for in said section, and we find that sufficient securities have been deposited there to protect the reserves of the companies taking advantage of the provisions of this law.

Your committee desires to say further that they are of the opinion that the securities so deposited must be of the same character and dignity as required by section 4731 of the Revisal, and in that view of the law some of the companies registering their policies have not fully complied with the statute; and your committee desires to report that, since we have examined these securities, some of the companies have replaced and substituted further and additional securities which meet with our approval, and we have assurance from the officers of these companies who have not complied with our requirements that they will do so at once.

RECOMMENDATIONS.

Your committee feels it their duty to recommend to your honorable body the following:

1. The examination of the accounts in the State Treasury Department discloses the fact that some of the State institutions were not required to disburse their funds through the Auditor's and Treasurer's office. We feel that it would be wise and proper for the State to require that all institutions, supported wholly or in part by appropriations from this State, should be required to disburse their funds through this channel. This would give the State more insight into and supervision over these institutions, and would be of great benefit to each.

2. We recommend that all securities deposited under section 4780, Revisal of North Carolina, be submitted to the Attorney-General, who, together with the Insurance Commissioner, shall approve same before they are accepted, and that the said securities, after acceptance, be filed by the Insurance Commissioner with the State Treasurer, who shall take his receipt for the same. Our reason for making this

suggestion to your honorable body is because, under the law, the Insurance Commissioner of North Carolina is only required to give a bond in the sum of $25,000, and the securities in his possession amount to over $1,000,000, and we feel that he should not be burdened with this responsibility upon him, and that the State Treasurer should be the custodian of all funds which belong to the State, either direct or in trust.

3. Your committee learns that some of the State institutions have failed to report their earnings to the State Treasurer; therefore we have no record of same. We recommend that a statute be passed requiring that this be done.

We beg herewith to enclose the financial statement made by Mr. Smith, showing receipts and disbursements in the office of Insurance Commissioner as per his report to us, which is attached to this report and made a part of the same; all of which we respectfully submit to your honorable body.

This January 23, 1909.

ROSCOE TURNER,
*Chairman.*
THOS. E. OWEN,
M. B. STICKLY.

JAMES R. YOUNG, STATE INSURANCE COMMISSIONER, RALEIGH, N. C.

STATEMENT DECEMBER 1, 1906, TO JANUARY 1, 1909.

| | | | |
|---|---|---|---|
| COLLECTED AND REPORTED. | | | |
| Taxes | $328,247.80 | | |
| Fees | 40,425.90 | | |
| Licenses | 82,149.75 | | |
| | | $450,850.45 | |
| Ledger credits—balances collected and not reported | | 1,512.76 | |
| Ledger charges not collected | | 1,158.95 | |
| INVESTIGATION OF FIRES (ONE-FIFTH OF ONE PER CENT). | | | |
| Balance on hand December 1, 1906 | 3,248.66 | | |
| Collected year 1907 | 5,351.56 | | |
| Collected year 1908 to June 30, 1908 | 2,494.66 | | |
| PUBLICATION FUND. | | 11,094.62 | |
| Collected year 1907 | 2,209.50 | | |
| Collected year 1908 | 2,517.00 | | |
| FIREMEN'S RELIEF FUND. | | 4,726.50 | |
| Collected year 1908 | | 6,805.19 | |
| Building and loan collected and not reported | | 254.00 | |
| Uncollected ledger charges | | | $ 1,158.95 |
| Remitted to State Treasurer | | | 449,871.44 |
| Disbursements investigation fires fund (one-fifth of one per cent) | | | 7,758.87 |
| Disbursement publication funds | | | 3,585.00 |
| Disbursement firemen's relief fund | | | 6,805.17 |
| REQUIRED TO BALANCE. | | | |
| Due State Treasurer | 2,491.77 | | |
| Investigation fires (one-fifth of one per cent) | 3,335.75 | | |
| Publication funds | 1,141.50 | | |
| Firemen's relief fund | .02 | | |
| Building and loan | 254.00 | | |
| | | 476,402.47 | 476,402.47 |
| Required to balance | | 7,223.04 | |
| BALANCE IN BANKS JANUARY 1, 1909. | | | |
| Raleigh Banking and Trust Company | 3,762.04 | | |
| Citizens National Bank | 2,886.26 | | |
| Commercial National Bank | 2,252.08 | | |
| Carolina Trust Company | 3,310.75 | | |
| | | | 12,211.13 |
| Funds over in banks | | 4,988.09 | |
| | | 12,211.13 | 12,211.13 |

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